

REVISED
(NOTE: TIME CORRECTION)

DIRECTORS' MEETING
MONDAY, JULY 17, 2006
COUNTY-CITY BUILDING
11:00 A.M., ROOM 113

I. MAYOR

1. NEWS RELEASE. Mayor presents June Award of Excellence.
2. NEWS RELEASE. Public invited to meeting on proposal for downtown bike lanes.
3. NEWS RELEASE. Public Works repairs break in sanitary sewer line.
4. NEWS ADVISORY. Mayor Seng's news conference on safety features for City golf courses and the Woods Tennis Center.
5. NEWS RELEASE. Lincoln Housing Authority awarded more HUD funding.
6. NEWS RELEASE. City Golf Courses, Woods Tennis Center to receive AED's.

II. DIRECTORS

CITY ATTORNEY

1. Planning Commission's Role in Applications for Change of Zone.

HEALTH

1. Use of insect repellent encouraged. Dry conditions may heighten West Nile virus activity.
2. Health Department Report, June, 2006.

PLANNING

1. Grainger Heights - Final Plat #06014. Generally located at South 40th Street and Yankee Hill Road.
2. Comprehensive Plan Amendment No. 06004. (Amendment to the North 48th Street/ University Place Plan)

PLANNING COMMISSION FINAL ACTION

1. Special Permit No. 06039. (Limited Landfill - S. W. 20th Street and West "O" Street) Resolution No. PC-01005.
2. Use Permit No. 117B - Horizon Business Park. (Expand boundary and floor area) Resolution No. PC-01004.

POLICE

1. Memorandum of concealed handgun incidents submitted by Chief of Police, Tom Casady.

PUBLIC WORKS

1. Annexation of State Fair Park, 06-108.

III. CITY CLERK

IV. COUNCIL REQUESTS/CORRESPONDENCE

JON CAMP

1. Email from Roger A. Wilkening re: City fire trucks.
2. Email from Scott Opfer re: Compliance to City ordinances, specifically flowers/vegetation within the public R. O. W.
3. Email to Lynn Johnson re: Starlings in the City.
4. Email from John Weddel re: Firework ordinances.
5. Email from Tom McCormick re: Support ban on concealed weapons.
6. Email to Stanley Oswald re: Concealed weapon State statute.
7. Email from Dick Oxley re: Strong leadership needed in budget area with Councilman Camp on the right path.
8. Email from Karen O'Shea re: Fire department audit.

JONATHAN COOK

1. Letter from Karen M. Rowe re: Possible stop light at Pine Lake Road and Helen Witt Drive.

V. MISCELLANEOUS

1. Email from Pippa White Lawson re: Support for ban on concealed weapons.
2. Email from Patrick J. Henry re: Support for concealed weapons statute.
3. Email from Glenn E. Andersen re: Congratulations on calling for resignation of former Fire Chief.
4. Email from Holly Ostergard re: Item 06R-123/sidewalk construction between Old Cheney and Highway 2 along both sides of 70th Street. (Email distributed to Council members on Monday, July 10, 2006)
5. Email from Nadine S. Condello, Vice-President of Home Builders Association of Lincoln, re: Metal thefts in Lincoln.
6. Email from Jerry Wolf re: Urge independent investigations by sources not affiliated directly with the City on fire truck concerns.
7. Email from Ray Fiala re: Fire trucks purchase. (Two copies received)
8. Email from Mark Dietel re: Colossal government energy waste and Lincoln in decline.
9. Email from Paul Haith re: Outside investigation of fire trucks purchase.
10. Letter from David W. Woodrum re: Discrimination concerns.
11. Letter and documentation from L. W. Hoffman re: Hunter Pointe townhomes.

VI. ADJOURNMENT



NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

FOR IMMEDIATE RELEASE: July 10, 2006

FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831

MAYOR PRESENTS JUNE AWARD OF EXCELLENCE

Mayor Coleen J. Seng today presented the Mayor's Award of Excellence for June to Rebecca Lyons, an Emergency Dispatcher in the 911 Emergency Communications Center. The monthly award recognizes City employees who consistently provide exemplary service and work that demonstrates personal commitment to the City. The award was presented at the beginning of today's City Council meeting.

Lyons has worked for the 911 Center since September 2002. She was nominated in the category of valor by 911 Communications Manager Julie Righter. Righter said dispatchers routinely take life-threatening emergency calls and cell phones have added a new level of complexity to the processing of emergency calls. With calls from regular phones, dispatchers are able to see the actual address of the location from which the 911 call was placed, even if the caller is incapacitated. With 911 calls from cell phones, no location is available for the dispatcher's use.

Lyons was nominated for her handling of a 911 call from a cell phone in January of this year. The call was from a teenager whose friend began having a seizure while they were out walking. The caller did not know where they were and could see no addresses or street signs in the area. Lyons asked if the caller could provide the license plate number from any vehicles parked in driveways nearby. After getting registration information from the Police Department, Lyons was able to pinpoint the address and send medical response. Righter praised Lyons for her ingenuity and for making every effort to locate the source of the call.

The other categories in which employees can be nominated are loss prevention, safety, customer relations and productivity. All City employees are eligible for the Mayor's Award of Excellence except for elected officials and some managers. Individuals or teams can be nominated by supervisors, peers, subordinates and the general public. Nomination forms are available from department heads, employee bulletin boards or the Personnel Department, which oversees the awards program.

All nominations are reviewed by the Mayor's Award of Excellence Committee, which includes a representative with each union and a non-union representative appointed by the Mayor. Award winners receive a \$100 U.S. savings bond, a day off with pay and a plaque. Monthly winners are eligible to receive the annual award, which comes with a \$500 U.S. savings bond, two days off with pay and a plaque.



NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

LINCOLN/LANCASTER COUNTY PLANNING DEPARTMENT
555 South 10th Street, Suite 213, Lincoln, NE 68508, 441-7491, fax 441-6377

FOR IMMEDIATE RELEASE: July 10, 2006

FOR MORE INFORMATION: David Cary, Planning Department, 441-6364

PUBLIC INVITED TO MEETING ON PROPOSAL FOR DOWNTOWN BIKE LANES

The public is invited to a meeting Thursday, July 13 to offer opinions and ideas on a proposal to create bike lanes on 11th and 14th streets in downtown Lincoln. The meeting is from 5 to 7 p.m. in room 101 of the Energy Square building at 11th and "O." The proposal is to create bike lanes six feet wide on 11th Street southbound from "Q" to "K" streets and on 14th Street northbound from "L" to "R."

The Lincoln-Lancaster County Comprehensive Plan adopted in 2002 required the completion of a plan to accommodate bicycle traffic downtown. The bicycle plan was developed as part of the Downtown Master Plan process. A bicycle planning expert assisted the city in studying possible locations for bike lanes and connections to trails and other bike routes. After the Downtown Master Plan was adopted as an amendment to the Comprehensive Plan in September 2005, City staff began working on implementation of the recommendations. Meetings have been held with downtown business leaders, property owners along the proposed routes and bicycling advocates.

The City Law Department is drafting language for City ordinance amendments regarding downtown bike lanes. The City Council is expected to schedule a public hearing on the issue this summer.

For more information on the bike lane proposals, call the Planning Department at 441-7491. For more information on the Comprehensive Plan, see the City Web site, lincoln.ne.gov (keyword: complan).



NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

PUBLIC WORKS AND UTILITIES DEPARTMENT

Wastewater Division, 2400 Theresa Street, Lincoln, NE 68521, 441-7961, fax 441-8735

FOR IMMEDIATE RELEASE: July 11, 2006

FOR MORE INFORMATION: Brian Kramer, Supt. of Wastewater Collection, 441-7961

Roger Krull, Asst. Supt. of Wastewater Collection, 441-7961

PUBLIC WORKS REPAIRS BREAK IN SANITARY SEWER LINE

The Wastewater Division of the City Public Works and Utilities Department repaired a break in a sanitary sewer line Friday, July 7 at 63rd and Fairfax streets.

City maintenance crews were repairing a nearby storm sewer inlet on June 29 when they reported sewer odor and a possible leak to the Wastewater Division. Crews investigated further, using internal closed circuit television on nearby sanitary sewer lines to determine the source of the odors. The location of the leak was identified about 1 p.m. July 7. Crews immediately began repairs to a broken joint on the line to stop the release and overflow of wastewater into the adjacent storm sewer pipe and inlet. Sanitary service to customers in the area was not affected. One block of North 63rd Street was closed to allow for the repairs to be made. Repairs were completed, normal service was restored and the street was reopened at about 6:30 p.m.

The release rate from the break in the line to the surrounding soil and storm sewer system was estimated to be about one gallon per hour. The storm sewer drains into Deadman's Run which flows into Salt Creek. The Lincoln-Lancaster County Health Department and the Nebraska Department of Environmental Quality were notified of the leak and repair. The leak was miles downstream from the suspected source of the fish kill this past weekend on Salt Creek.

For more information on this notification or the Wastewater Division's maintenance program, contact Brian Kramer, Superintendent of Wastewater Collection, or Roger Krull, Assistant Superintendent of Wastewater Collection, at 441-7961.



NEWS ADVISORY

MAYOR COLEEN J. SENG

lincoln.ne.gov

OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

DATE: July 12, 2006

FOR MORE INFORMATION: Dave Norris, Citizen Information Center, 441-7547

Mayor Coleen J. Seng will discuss a new safety feature for City golf courses and the Woods Tennis Center as well as some additional HUD housing options for Lincoln's disabled population at a news conference at **10 a.m. Thursday, July 13 at Highlands Golf Course, 5501 N. W. 12th St.**



NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

FOR IMMEDIATE RELEASE: July 13, 2006

FOR MORE INFORMATION: Larry Potratz, Lincoln Housing Authority, 434-5540
Stan Quy, HUD Area Director, 492-3103

LINCOLN HOUSING AUTHORITY AWARDED MORE HUD FUNDING

Lincoln's disabled population will have new housing opportunities

Mayor Coleen Seng today announced that the Lincoln Housing Authority (LHA) has been awarded an additional \$526,062 over the next five years by the U.S. Department of Housing and Urban Development Department (HUD). The funding, provided by HUD's 2005 Mainstream Housing Opportunities for Persons with Disabilities Program, will allow the LHA to provide 20 additional Section 8 rental housing vouchers for households that include persons with disabilities.

"This is wonderful news for our disabled population," said Mayor Seng. "I can't thank our friends at HUD and the Housing Authority enough for what they're doing for those with disabilities in our community."

"The allocation of 20 new rental vouchers for a five-year period will allow the Lincoln Housing Authority to provide new housing opportunities for Lincoln's disabled," said Larry Potratz, LHA's Executive Director. "The additional vouchers will be given to disabled clients currently on LHA's Section 8 waiting list."

LHA's current waiting list has more than 1,600 households waiting for Section 8 rental assistance. Of those 1,600 households, about 256 are households that include persons with disabilities.

Because of limited funding, HUD has awarded Mainstream Housing Opportunity vouchers on a competitive basis nationally. "We are pleased that HUD could award these valuable vouchers to the Lincoln Housing Authority," said Stan Quy, Director of HUD's area office in Omaha. "The award of these vouchers addresses a great need for assisted housing for the state's disabled population."

The Section 8 rental voucher program allows qualified tenants to have a choice of rental units within the community. Tenants pay 30 percent of their income toward rent. The LHA uses the HUD voucher assistance to pay the difference between the tenant's 30-percent contribution for rent and the contract rent approved for a unit owned by a private landlord. LHA currently administers more than 2,800 HUD vouchers for the City of Lincoln. Once a family no longer needs or qualifies for Section 8 voucher rental assistance, the unused voucher is reissued to the next household on LHA's Section 8 waiting list.



NEWS RELEASE

MAYOR COLEEN J. SENG

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OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

FOR IMMEDIATE RELEASE: July 13, 2006

FOR MORE INFORMATION: Steve Hiller, Parks and Recreation, 441-8266
Clancy Woolman, Lincoln Parks Foundation, 483-7486

CITY GOLF COURSES, WOODS TENNIS CENTER TO RECEIVE AEDs

Mayor thanks Parks Foundation for assisting with purchase

Mayor Coleen Seng today thanked the Lincoln Parks Foundation for coordinating the purchase of six automated external defibrillators (AEDs) to be placed at the five municipal golf courses and the Woods Park Tennis Center.

"We hope that the AEDs will not be needed," said Mayor Seng. "But we are very grateful that they will be available at City golf courses and the Woods Tennis Center in case of a cardiac emergency."

Earlier this year, Assistant Director of Athletics and Golf Steve Hiller approached the Lincoln Parks Foundation to request assistance in funding the purchase of AEDs. "The safety of the patrons at our City facilities is our number one concern," said Hiller.

The Foundation Board of Directors pledged \$5,000 and offered to assist in seeking additional funding partners. Clancy Woolman, past President of the Foundation, contacted the Lincoln Men's Golf Association, the Women's Golf Association, the Senior Golf Association, golf professionals at each of the municipal courses, the AED Consortium and the Lincoln Tennis Association to seek their financial participation. Woolman thanked each of the partners for their participation and commitment to the safety of Lincoln's citizens.

The six AED units will be purchased at a cost of about \$10,000. The units will be placed in the clubhouses of the five City golf courses (Highlands, Holmes, Pioneers, Mahoney and Jim Ager) and the Woods Park Tennis Center. The Lincoln Fire Department has agreed to provide regular training sessions regarding use of the AEDs.

MEMORANDUM

To: Planning Commission

From: Rick Peo
Chief Assistant City Attorney

Subject: Planning Commission's Role in Applications for Change of Zone

Date: July 7, 2006

cc: Mayor Seng
City Council

The Planning Commission is created by Art. IX-B, Sec. 2, of the City Charter which provides in part that:

There shall be a city planning commission comprised of nine members who shall be appointed by the mayor and confirmed by the council. . . .

The commission's powers and duties shall extend to advising the mayor, council, and planning director on all matters concerning the planning program and the performance of those acts related to the comprehensive plan, the capital improvements program, the zoning ordinance, and the land subdivision regulations that are described in subsequent sections of this article. . . .

The duties and responsibilities of the Planning Commission with respect to the zoning ordinance are found in Art. IX-B, Sec. 9. Section 9 provides in pertinent part that:

The city council may amend, supplement, or otherwise modify the zoning ordinance. Any such proposed amendment, supplement, or modification shall first be submitted to the planning commission for its recommendations and report.

Pursuant to Art. IX-B, Sec. 9, the City Council has adopted § 27.81.040 as part of the Zoning Code. Section 27.81.040 authorizes persons to petition the City Council to amend the Zoning Code and clarifies that the Planning Commission report shall contain the findings of the Commission regarding the effect of the proposed amendment, upon adjacent property and upon the comprehensive plan with the City of Lincoln.

Pursuant to Lincoln Municipal Code § 27.81.040 the 40th and A Street Neighborhood Association has petitioned the City Council to approve Change of Zone No. 06040 to downzone portions of the area bounded by Randolph, 33rd, 46th, and A Streets to R-2 Residential. As noted above, the recommendation and report of the Planning Commission is a mandatory procedural step in the amendment process. Therefore, the City Council may not act upon the Change of Zone No. 06040 until the Planning Commission has submitted its recommendations and report to the City Council.

Although the Planning Commission is an integral part of the amendment process, it is important to recognize that the Planning Commission is only an advisory body to the City Council. It is the City Council which has the legislative power to make the final decision concerning the petition for the change of zone. Lincoln Municipal Code § 27.81.040 and the City Charter Art. IX-B Sec. 9, do not contemplate the Planning Commission refusing to make its recommendation and report. Rather, the Planning Commission is expected to fulfill its function by reviewing Change of Zone No. 06040 and making findings regarding the effect of the proposed downzone upon the adjacent property and the comprehensive plan. The Planning Commission does not have power to base its recommendation on other factors or defer action based upon hoped for changes in the comprehensive plan or the zoning code.

Although Art. IX-B, Sec. 9, and LMC § 27.81.040 do not specify a time limit in which the Planning Commission must submit its recommendation and report, such recommendation and report must be made within a reasonable period of time. Based upon this rule of reasonableness, I advised the Commission that a 30-day delay would be reasonable in order to insure that property owners had adequate time to review the proposed downzone and to support or oppose the Change of Zone by correspondence or in person. However, this office believes that the action taken to continue the matter for 120 days is unreasonable and dilatory and subjects the Planning Commission to a court action seeking a writ of mandamus ordering the Planning Commission to abide by § 27.81.040. If a writ of mandamus is granted compelling you to act, the court may also award the neighborhood association its court costs and reasonable attorney fees.

In order to avoid such a situation this office requests that you take appropriate action as requested by Council Members Patte Newman and Dan Marvin to remedy the situation.

ERP/tb



NEWS RELEASE

MAYOR COLEEN J. SENG



LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT
3140 N Street, Lincoln NE 68510 • Phone: 441-8000
Fax: 441-8323 or 441-6229

FOR IMMEDIATE RELEASE: July 7, 2006

FOR MORE INFORMATION: Bruce Dart, PhD., Health Director, 441-8001

Use of Insect Repellent Encouraged- Dry Conditions May Heighten West Nile Virus Activity

The Lincoln-Lancaster County Health Department Director, Bruce Dart states, “ people must do everything possible to protect themselves from mosquito bites. Such actions include eliminating any stagnant water on their property and most importantly, putting on an insect repellent before venturing outdoors. Insect repellents containing DEET, picaridin or oil of lemon eucalyptus have been found to be most effective in reducing mosquito bites.”

The West Nile virus is present in the community and is active even during drought conditions. West Nile virus cycles between birds and mosquitoes causing a multiplier effect during the hot summer months. Mosquitoes and birds are more likely to congregate at what few watering spots remain. People engaged in early evening activities near these water sources, when mosquitoes are active, may be at increased risk. While Health Department officials cannot predict the number of West Nile virus cases in Lancaster County, July and August have been shown to be when the virus is most infectious.

Symptoms of West Nile virus infection may include fever, headache, body aches, sore throat, fatigue, rash and swollen glands. More serious symptoms include a rapid onset of high fever, confusion, tremors, stiff neck, paralysis. Persons with these more serious symptoms should contact their physician immediately. The most severe cases tend to occur among persons over age 50, but the virus may affect persons of any age. Death has occurred in some individuals infected with West Nile Virus.

DEPARTMENT REPORT
JUNE, 2006

HEALTH DIRECTOR'S OFFICE

- The Department's FY06-07 budget request will be reviewed by the City County Common on July 11, 2006. The City Council will hold a public hearing on the budget on Monday, August 7, 2006.
- The Health Director attended the following during the month: Public Health Association of Nebraska Board of Directors Meeting, Public Health Leadership Institute Meeting, Mayor's Neighborhood Roundtable Meeting, National Association of County and City Health Officials Board of Directors Conference Call, Mayor's News Conference for the Summer Food Program, Community Health Endowment Annual Meeting, Malone Center Executive Board Meeting, Malone Center Board of Directors Meeting, Hospital Pandemic Tabletop Exercise, Network of Non-Profit Health Care Providers Meeting, Meeting with Nebraska Health and Human Services and Local Health Directors regarding roles and responsibilities, University of Nebraska Board of Regents Meeting to provide testimony on a proposed College of Public Health at the Medical Center, Meeting with the Mayor and City Directors regarding the FY06-07 budget, and the Mayor's State of the City Address.
- Discussions continue with the Mayor's Office and the Capital Humane Society regarding a kennel contract. The contract has been extended until December, 2006.
- Staff continue to provide presentations to the community regarding Pandemic Flu. Presentations were provided to Lincoln Electric System, Lincoln Area Agency on Aging, and Human Service providers. The Director and Assistant Director taped a segment on pandemic flu for Channel 5. The Health Director and City/County Personnel Director will meet with the eight City and County Employee Union Presidents to discuss policies and procedures which might need to be implemented in the event of a flu pandemic. Additional public forums are also being scheduled.
- The Administrative Aide, Personnel Clerk and Computer Resources staff person attended a 3-day Hirsch Electronics Training session for the new security system for the building.
- Department Managers attended the City Mandatory Affirmative Action Training.
- The Department will participate in the City County Food Drive for the Lincoln Food Bank. The drive is scheduled for July 11-21, 2006. The Administrative Aide will coordinate the Drive for the Department.
- The Department will participate in the 2006 United Way/Community Services Fund Campaign. The campaign is scheduled for July-August, 2006. The Administrative Aide will coordinate the Campaign for the Department.
- Employee of the Month - Ruth Shubert - Community Health Services Division

ASSISTANT HEALTH DIRECTOR

- Pandemic Flu Planning Progress Report

Presentations

- Public Forum, June 3, F Street Recreation Center
 - Nebraska Pharmacy Association, June 5
 - Mayor's Neighborhood Roundtable, June 8
 - Lincoln Airport Authority, June 9
 - CityFocus 5 City TV Mayor's Show, June 13
 - Lincoln Water System, June 20
 - Pandemic Flu Tabletop Exercise, June 15
 - City of Lincoln, City Directors, June 28
 - Nebraska Wesleyan University Staff, June 20
 - City and County Public Information Group, June 27
 - Board of Health, Update, June 13
- Mark Hoskings was hired as the Pandemic Flu Coordinator for Lancaster County. This position is a temporary grant funded position.
- The Executive Director of the Nebraska Pharmacy Association and the Health Director sent a joint letter to all pharmacies in Lancaster County. The purpose of the letter was to inform pharmacists of our current planning efforts and ask their assistance in communicating and educating their consumers about prescription and non-prescription medications.
- A 5 week pandemic flu shopping guide was developed and is currently being distributed to the general public. The shopping guide provides suggestions/recommendations on items (food, personal care, medications) that individuals and families can store in the event we have a pandemic.
- The next public forum will be held on August 7th at the Auld Recreation Center from 6:00-8:00 PM. Lt. Governor Rick Sheehy and Chief Medical Officer Dr. Joann Schaefer from the Nebraska Health and Human Services System will be on hand to address the audience.
- The AED Consortium met on June 21st to discuss AED placement into public golf courses and public schools. There was considerable media coverage regarding the public schools. The School Board had voted to not place AEDs in the schools. Medical Director of the AED Consortium Board and the Assistant Health Director met with the School Board. The AED Consortium will be matching the funding from several groups to purchase and locate AEDs at the public golf courses. A \$2,500.00 contribution was approved.

Community Contacts and Meetings - June/July

- Community Health Endowment Annual Meeting, June 14
- 211 Planning Meeting of the Information and Referral Project, United Way, June 12
- Human Service Federation, Executive Committee Meeting, June 13
- Human Service Federation, Budget Approval Meeting, June 16
- Matt Talbot Kitchen Board of Directors Meeting, June 20
- AED Consortium Meeting, June 21
- Dr. Andrew Merliss, June 23

- Health Partners Initiative and LIBA, Outcome Pathways, June 27
 - Director's Retreat, June 28
 - Pandemic Flu, Cultural Center, July 6
- Assisted with numerous animal control issues including bite investigations and follow-up from Mayor's Office referrals.

RESOURCE AND PROGRAM DEVELOPMENT COORDINATOR

Building Expansion Update

- On June 1st, 2006 staff from the 3111 and 3119 "O" Street Buildings began moving into the building in the connection area between the existing area and new addition on second floor.
- On June 26th, 2006 the remaining staff and interns from the offices at 3111 and 3119 "O" street were moved to the second floor of the building. With this last move, all Health Promotion and Outreach Division staff and all Health Data and Evaluation Division staff are all located on second floor. One of the goals of the building renovation was to provide for as many divisions as possible to all be located together on the same floor.
- The first floor renovation and new construction of the new reception and waiting areas have begun. The new reception area is scheduled to be opened July 5th.
- Nemaha Nursery has been delayed in beginning the landscaping portion of the project. The east landscaping adjacent to the park will not be started until early fall when the temperatures cool. The irrigation system will be installed in July.
- The new east parking lot and new "O" street entrance have been completed. The east parking lot was opened to visitors on June 5th, 2006.
- The lower level renovation for Community Health Services began June 19th, 2006 and will be completed by September. This schedule has been moved up to facilitate getting it completed in two phases.
- The core area of the clinic will begin being renovated July 5th. This is the beginning of phased renovation which will last through November. All construction/renovation is to be completed by December 2006.
- The new lab is being constructed and is anticipated to be ready by August 1st, 2006.
- County Corrections has been responsible for the majority of the moves and has done a tremendous job for us.

Kenneling Options

- The Resource and Program Development Coordinator continues to assist the Health Director with discussions regarding potential kenneling options.

- Meetings have been held with Capital Humane Society to potentially extend our agreement with them for kenneling services. The current agreement has been officially extended until December 31, 2006.

ANIMAL CONTROL

- In May, Animal Control Officers responded to 1,883 requests for services or cases (requiring 2,055 visits or investigations) which included 56 bites and 16 attack cases (requiring 203 investigations), 137 injured animal rescues, 102 cruelty/neglect investigations, 269 dead animal pickups, 18 home deliveries of at large animals, 34 wildlife removals, and 417 license/rabies vaccination field follow ups.
- A total of 344 animals (206 dogs, 123 cats, and 15 other animals) were impounded in May. The average claim YTD rate of impounded animals at the shelter was 46.0 % in May.
- Additionally, 4,537 licenses were sold or issued, 159 lost and found reports were taken, and 4,903 phone calls for service, animal complaints, or information were handled or processed in May. Eighty-seven letters were sent to owners of barking dogs.
- Legal action taken by officers in April was the issuance of 426 warning/defect tickets.
- Average response time from dispatch to clearing the service request was 35.0 minutes by officers.
- Total license revenue generated for May was \$83,148.17 and \$790,811.49 YTD.
- On June 5, 2006, Animal Control Officer Erika Wachal responded to a call of a white Pitbull attacking a 11 year girl and a Golden Retriever. Upon arrival, she was told an adult and young Pitbull had crawled under the owner's fence, with only the adult dog attacking. The dog inflicted one puncture on both the victim dog and the girl. It was determined the dog in question had been previously declared a dangerous dog on March 2, 2006. Contact was made with the mother of the dog owner who resides at the home in the 6800 block of Platte Ave. (The male owner was being held at the Correction Center waiting trial.). The mother refused to turn over the dog. Subsequently, a warrant was obtained and served on June 8. The dog was impounded, citations were issued for various violations of the dangerous dog chapter, and the dog declared a vicious animal.
- Animal Control Officer Cheryl Bomberger investigated a complaint of an at large parrot which was flying over to garden of the neighboring property in the 1500 block of E Street. The parrot destroyed some vegetable plants causing the owner to replant and expend dollars for replacements. The elderly garden owner did manage to photograph the bird in the branches of a tree hanging over into her yard. During second investigation to verify how far the branch/bird was into the yard, the parrot flew over to the garden in the presence of the officer. Thus making verification of an at large violation much easier. The owner was cited for allowing the bird to be at large.
- On June 2, 2006, the caretaker/custodian of an adult Pitbull in the 2500 block of South 9 (The owner is serving time in the work release program) loaded the dog into the cab of her vehicle for transport to a veterinary clinic. The owner had noticed a wound on the dog's head which

to her appeared to be a stab injury. While she was visiting with a neighbor in their yard, the dog jumped out of the vehicle and attacked and killed a Pomeranian who was on the porch. The Pitbull was transported to a veterinary clinic and surgery was performed on the wound, which to the veterinarian looked like a self inflicted injury from a wire (probably a protruding wire from the dog's kennel which were seen by the investigating officer). The dog was declared a dangerous dog and the custodian was cited for violations of the municipal code.

- Animal Control Officer Jesse Dunn respond to a call of a dog entanglement and strangling itself on June 22, 2006. Upon arrival in the 2500 block of Cleveland Avenue within 11 minutes, he found a dead adult Pitbull which had tangled its tether around a gas meter. The tether was fastened to a power pole with the tether around the gas meter and then wrapped back around the rope tether. The dog was left hanging about 20 inches off the ground. The owner was contacted and cited for cruelty and neglect.

COMMUNITY HEALTH SERVICES

ACCESS MEDICAID

Population Focused Projects and Activities

- Call volume this month was 1,561 which is an increase of 150 calls.
- 65 clients accessed Nebraska Health Connection/Kids Connection services in the office this month, which is consistent with last month.
- The Client Resource Specialist completed 27 homes visits in an effort to reach 66 clients. He was successful in interacting with 45 clients who ended up enrolling and receiving Managed Care education for the month of April.
- The Client Resource Specialist also tried to reach Medicaid Managed Care clients on the telephone to encourage enrollment. Out of 66 possible participants called, 80% (53 total) were reached successfully and enrolled by a PHN.
- Public Health staff members attended meetings and contributed expertise to the following this month: Community Early Childhood Coalition, LLCHD Domestic Violence Committee, Lincoln Teen Pregnancy Prevention Coalition, Headstart Excite Policy Committee meeting, LLCHD Breastfeeding Committee, and the BryanLGH Medical Center Emergency Department Case Management Committee.

Community Linkages

- Access Medicaid provided outreach at several locations throughout the month of May. Community activities gave the CRS the opportunity to provide managed care education or answer questions. The CRS interacted with 392 clients and 15 staff at outreach activities. Visits were made to the Food Bank at "F Street Rec. Center, Cedars, Nebraska Urban Indian Medical Center (ongoing), the Malone Center, and Safety Day at the Zoo.
- Access Medicaid Public Health Nurses have provided staffing at the following outstations: People's Health Center, Nebraska Urban Indian Medical Center, and Lincoln Medical Education Partnership. During the month of May, staff assisted 110 clients. They performed enrollment/transfer activities, update health questions, provided managed care education and answered questions about how to obtain transportation services, eligibility for Medicaid

coverage, mental health services, and how to get referrals to see other providers. Informational materials were available to all clients at each clinic.

- There was one funding request approved in May:
5/31/06 \$550 Carol Yoakum Family Resource Center for the Family Festival Celebration

New Opportunities

- Review of the managed care education script continues.
- The Assistant Supervisor continues to participate in the division committee to seek out and review potential grant opportunities.

Data Collection/Outcomes

- 18,175 total clients eligible for Medicaid Managed Care with 17,318 active with a PCP and health plan. This represents an increase of 23 clients as compared to April who are active with a PCP and health plan.
- 876 new clients were eligible for Medicaid Managed Care in Lancaster County.
- 677 clients voluntarily enrolled with a doctor (PCP) and health plan via face to face or telephone contact.
- 119 clients were auto assigned reflecting a 13% auto assignment rate.
- There were 1,561 incoming calls in May, which is an increase of 150 calls compared to April. Staff answered 1,460 calls. This reflects a 7% call abandonment rate.

HOME AND COMMUNITY (HCB) SERVICES

Strategic Planning

- Three subgroups in the H&C team were formed to identify next steps in applying the CHS Division's strategic plan to H&C. The subgroups are; maternal-child health, homeless/near homeless, and adult screening/chronic disease prevention.

Healthy Pregnancies/Healthy Children

- The H&C team works to assure that all women have healthy pregnancies and that all children have healthy birth outcomes in Lancaster County, via a two-pronged approach; (1) home visitation of high-risk families and (2) population-based interventions to improve the overall wellness of men and women of childbearing age (ages 14-44).

Home Visitation

- This month 731 high-risk mothers & infants were visited. An additional 127 families were assessed by telephone. A total of 170 referrals for services were received this month.
- The needs of each family open to H&C services are rated; 1-low, 2-moderate, or 3-high. Average acuity ratings are used to identify trends in needs and nursing interventions. This

month's average acuity was 1.88.

Population-Based Interventions:

- H&C worked with the local CRIB (Community Resources for Infants & Babies) group to apply for funding from the Nebraska Children and Families Foundation. The proposal submitted focused on reducing the rate of low-birth weight infants in census tracts where this rate is the highest (17 & 20) via a public health nurse home visitation project. Although the home visitation program is already actively showing positive health outcomes (96% of high-risk families visited 5 or more times have newborns weighing 5.5 pounds or greater at birth), funds from this grant would be used to better understand what specific interventions have the strongest association to these positive outcomes. If funded, infrastructure (staff, systems & materials) will be developed to support data collection, analysis and interpretation with the ultimate goal of successful replication.
- Grant funds for the Child Abuse Prevention (CAP) Project were approved by the Nebraska Child Abuse Prevention Fund. This is a one year \$25,000 grant to utilize a family-centered approach to enhance the skills of high-risk parents to foster the optimal development of their children via an intensive home visitation by public health nurses. The CAP Project also aims to enhance the awareness and knowledge of community professionals regarding positive parenting practices and primary prevention strategies. The H&C program will work with key internal partners and the Nebraska Health & Human Services System's Child Protection Service, the Child Advocacy Center the Lincoln Fatherhood Coalition and the Family Violence Council to assure that the CAP Project objectives are met. The grant begins July 1, 2006.

Student Nurses

- LLCHD's partnership with four local colleges of nursing was clarified this month. Alternative experiences were identified as H&C services are unable to accommodate the growing number of nursing students needing public health clinical experiences. New contracts for the upcoming terms were developed.

Vulnerable Populations

Ethnic/Racial Minorities

- Twenty three (23) people utilized nursing services this month at the Asian Community and Cultural Center. H&C staff along with other department partners met with the Executive Director of the Asian Community & Cultural Center to identify needs and potential services to meet those needs. H&C nursing assessment services will continue at the Asian Center. Opportunities to bring services to the workplace are being discussed.
- H&C PHNs provide adult screening services for the Minority Health Grant and the Mobile Health Clinic. For more details regarding outcomes, please refer to the Division of Dental Health & Nutrition section of this report.
- Madres Saludables program planning began with the revision of a health needs survey.

The survey will assess health behaviors, barriers to optimal health, knowledge and topics of interest to assist in program development. During the grant year two health assessments are also completed via the Mobile Health Clinic. The data gathered is used to measure possible changes in the health of women who participate on a regular basis. Two new groups, one focusing on prenatal health and one focusing on chronic disease prevention are being developed at People's Health Center and the Hispanic Community Center respectively. H&C public health nurses are working closely with these agencies to finalize dates, times, topics and speakers and to assure that transportation is available to Madres meetings.

Homelessness

- Twenty three (23) people utilized services at agencies serving homeless and near-homeless populations this month for health assessments, case management, and health education. Sites include Matt Talbot Kitchen & Outreach, the Gathering Place, the People's City Mission and the Lincoln Action Program (LAP).

PROGRAM ACCOUNTABILITY

Community Activities

- In May the CRIB group, Community Resources for Infants and Babies, did not meet. We are waiting for word on several grants. When it is determined which grants are awarded, the group will have a planning meeting. The CHS division has collaborated with CRIB to obtain a Nebraska Children and Families Foundation Grant. If funded at the level requested, it would allow for a pilot project to initiate real time data collection in parts of the Home and Community area. By following women for home visitation in the Medically Underserved Area of central Lincoln and providing the infrastructure to identify outcomes, we would be better able to supply information to decision makers. The award will be announced in June and if awarded, start-up would be July 1st.
- PHN has begun preparation of the application for nursing approved contact hours for the two day Fall PHAN conference. The application is due July 21. The planning committee is very instrumental in obtaining the objectives and the credentials of speakers. Several pieces of the application are done by others, which is much appreciated.

Department Activities

- PHN serves as Chair of the Quality Improvement Council and attended the May 10 meeting. The Council continues to work on the 2006 Work Plan, which is to assure uniform processes in the creation of Health Department products. Three students from Union College did a project for marketing of a 'brand' and used the Health Department for their topic. One of the group gave a presentation at this meeting. It was exciting to see what could be developed and they presented the Council with a notebook containing all aspects of their project. The next meeting is July 12.
- The Maternal Child Block Grant team met in May to finalize the Safety Checklist. This PHN developed a database using the checklist as a guide. This will provide information

about the effectiveness of the program. PHN will provide 'in kind' activities regarding education and data analysis for this grant. The safety materials and checklist were ready for a June 1st startup.

Division Activities

- Identification of database software for the division remained on hold during May. It is apparent that the lack of a comprehensive electronic database is hindering operation and decision making within the division. When there are requests for data, several staff must stop other activity and perform a search. As our partners and collaborators obtain electronic systems, the inability to respond with real time information is a true handicap.
- Information and Fiscal Services is developing a database with this PHN for Home and Community PHNs. A second demonstration of the data base was held. Difficulties in using the Main Frame as the client database are noted. However, the reduction of duplicate entries is a very positive aspect of this application. The current use of spread sheets as a database presents a constant challenge because of duplications.
- The Grant Group of four assistant supervisors continues to review possibilities for grant money and meets once per month. We were notified that the Child Abuse Prevention grant from the Nebraska Health and Human Services System would be awarded to the Department. This grant allows the Division to strengthen efforts to prevent child abuse and also to enhance efforts toward data infrastructure. This PHN will provide in-kind data management activity and supervision of a part time student or nurse informatics position.
- CHS Staff Development planned for May was a Divisional staff meeting and presentation on 'The Impact of Breastfeeding.' PHNs from Community Health Services joined Dieticians from WIC to give the talk. This PHN obtained approved contact hours for nurses, and nurses from other divisions were invited.
- The Evidenced Based Practice Committee for Home and Community met in May. This PHN shared information and materials from the Evidenced Based Practice conference that she attended in April. The group also decided to complete the Fussy Baby Project and created an opinion survey for the PHNs who participated in the project. The next meeting will be July 13, 2006.

Program Highlight

- The highlight for May was receiving notification that the Child Abuse Prevention grant was awarded.

PUBLIC HEALTH CLINIC

Population Focused Projects and Activities:

- 1,393 Individuals served in the Public Health Clinic.
- 155 Individuals seen in the Primary Care Clinic
- 52 PCC chronic disease clients referred to Peoples' Health Center

- 14 Women seen in the Every Woman Matters Breast and Cervical Screening Clinic
- 4 Individuals were referred to PHC through the Minority Health grant
- 2,221 Calls received through Information and referral Services
- 1,028 Individuals called related to Medicaid Access to Care
- 119 Families were assisted in establishing a medical home
- 114 Pregnant women were served
- 960 Rides were approved for transportation
- 3 Volunteer physicians provided 16 hours of service to clients seen through the Primary Care Clinic

Total numbers of calls to Information and Referral Services:

Description	Count	%
Cab	607	26.89 %
CDC/Nuisance Disease	17	0.75 %
Child Health Clinic	23	1.02 %
Diabetes Action Now	3	0.13 %
Every Woman Matters	14	0.62 %
General Assistance	77	3.41 %
General Information	191	8.46 %
Grapevine	20	0.89 %
HIV	46	2.04 %
Immunizations	317	14.05 %
Internal Referral	166	7.35 %
Medicaid	164	7.27 %
Patient Assistant Program	21	0.93 %
Primary Care Clinic	325	14.40 %
Primary Care Clinic Refill Request	18	0.80 %
Primary Care Mission Clinic	17	0.75 %
Repeat Caller	4	0.18 %
Referral to Other Agency	81	3.59 %
Referral to People's Health Center	19	0.84 %
Sexually Transmitted Diseases	110	4.87 %
Using Interpreter	17	0.75 %
Totals For Report	2221	100.00%

Program Activities

- PHN provided case management assistance to clients requesting prescription refills. There was a total of 99 refill requests made to staff through local pharmacies.
- 219 Patient Assistance Prescriptions were processed for Primary Care Clients through the Public Health Clinic.
- Staff continue to work with evaluating the data that is now available from the Primary

Care Clinic.

- Staff participated in the Schools and Community Coalition Meeting, the Tobacco Free Lincoln (TFL) Coalition Meeting, the TFL Disparities Group Meeting and a meeting on the Clinic Strategic Plans..
- Staff participated in meetings regarding integration of customer services.
- Presentations were provided at the State Penitentiary and the Detention Center to 40 individuals on HIV/AIDS.
- A presentation was given to the United Methodist Women's Group on the SISTA Project.
- Staff provided 13 sessions regarding the SISTA (Sisters Informing Sisters on Topics about AIDS/HIV) Project to 94 women who are incarcerated or involved in a drug treatment program. The SISTA Project is a women empowerment group focusing on HIV prevention and personal behavior changes.
- Staff made a presentation to the State Penitentiary to 20 inmates on STD/HIV topics.

Highlight

- A staff person was contacted by a woman who was very concerned about her son's health and mental condition. The young man was income qualified for General Assistance and scheduled into the Primary Care Clinic that day. After being interviewed by the nurse and evaluated by the doctor, it was clear that he was suicidal with a plan to hurt himself and needed immediate care. The mother was contacted and took him to an area ER where he was admitted for care. The mother later contacted the staff person and thanked her. Information on other resources for assistance were offered at that time.

DENTAL HEALTH & NUTRITION SERVICES

- Direct dental care was provided for 478 patients for 586 client visits during the month of May 2006. Approximately 56% of the client visits were for racial and ethnic minorities (2.2% American Indian; 10.6% Black/African American; 3.1% Asian; 39.6 White; 36% Hispanic ethnicity; 4.1% Other; 4.5% not identified/unknown.

COMMUNITY AND SCHOOL-BASED SERVICES

Screening/Treatment/Referral Services

- 38 clients were screened in the main clinic and MHC: 9 clients were screened through the main Dental Clinic; 21 clients were screened through the MHC. Referrals made: 10 clients were referred to Dental College for grant funded services; 2 clients were referred to the Dental College for standard fee services; 4 clients were referred to the Dental College for reduced fees; and 17 clients were referred to the LLCHD Dental Clinic; 2 client were referred to private dentist; 6 clients were referred to a speciality dentist; 10 clients were referred to People's Health Center for a medical home, 48 clients were

referred as a part of the minority health grant program.

- School-based dental screenings provided to 28 students at Rokeby.

Mobile Health Clinic Site visits/services

- Total contacts for May 2006 - 69 clients/ 9 site visits.

Dental Services

- Total Mobile Health Clinic (MHC) Contacts for May 2006 - 32 clients/ 4 site visits.
- School-based dental sealant program at Lakeview Elementary School using the Mobile Health Clinic for 10 students (31 sealants were placed).
- Screened 9 clients at Matt Talbot Kitchen using MHC (1 site visits) - 7 White, 1 Black, 1 Hispanic.
- Screened 7 clients at the People's City Mission using the MHC (1 site visit) - 2 White, 2 Black, 3 Hispanic. Minority Grant Site Visit
- Screened 3 clients at PlazaMart Pharmacy (1 site visit)- 3 Hispanic. Minority Grant Site Visit.

Speciality clinics

- Total MHC Contacts for May 2006: 5 Adult Health Screening Clinics including 1 Minority Health Grant sites; 37 clients; 31 with abnormal clinic results or 84%; 15 clients referred (8 to People's Health Center, 7 to their primary care provider. Race/ethnicity: 12 White, 14 Hispanic, 3 African American/Black, 6 Asian, 1 Other, 1 not identified.
- ALPS for Adult Health - 2 clients: 2 with abnormal clinical results or elevated risk factors; 2 client referred; 1 to primary care provider, 1 to People's Health Center. Race/ethnicity: 1 White, 1 Other.
- SunMart West for Adult Health: 1 client: 1 with abnormal clinical results or elevated risk factors: 1 client referred to primary care provider. Race/ethnicity: 1 Black.
- West Lincoln Elementary adult ESL class for Adult Health (Minority Health Grant Site Visit) - 13 clients screened: 9 with abnormal clinical results and/or elevated risk factors; 1 reported diagnosed diabetic; 6 clients referred to People's Health Center.. Race/ethnicity: 13 Hispanic.
- Norwood Park Elementary Health Fair for Adult Health Screening - 11 clients screened: 11 with abnormal clinical results or elevated risk factors; 3 clients reported diagnosed diabetic; 4 clients referred to primary care provider. Race/ethnicity: 7 White, 2 Black/African American, 1 Asian, 1 not identified.

- Super Saver (48th & O St.) for Adult Health Screening - 10 clients: 8 clients with abnormal clinical results or elevated risk factors; 2 clients reported diagnosed diabetic, 2 client referred: 1 referred to primary care provider, 1 referred to People's Health Center. Race/ethnicity: 4 White, 1 Hispanic, 5 Asian.

ORAL HEALTH PRESENTATIONS

- Total Audience Reached: 300
- Education provided to 300 children at Norwood Park's Health Fair.

WIC PROGRAM SERVICES

- Total WIC client participation: 3,051
Main Office Clinic - 2,395
Lincoln Medical Education Partnership Satellite Clinic(LMEP) - 395
People's Health Center Satellite Clinic (PHC) - 82
Access Medicaid Satellite Clinic - 179

Race/Ethnicity:

- White Non-Hispanic: LLCHD - 58.64%; Main - 57.91%; LMEP - 61.27%; PHC - 43.90%; Access Medicaid - 69.27%.
- Black, Non-Hispanic: LLCHD- 9.08%; Main - 8.02%; LMEP - 15.44%; PHC - 10.98%; Access Medicaid - 8.38%
- Hispanic, White: LLCHD - 20.68%; Main - 23.09%; LMEP - 13.67%; PHC - 1.22%; Access Medicaid - 12.85%.
- Am Indian, AK Native, Non-Hispanic: LLCHD - 1.18%; Main - .92%; LMEP - 2.53%; PHC - 0.00%; Access Medicaid - 2.23%.
- Asian, Non-Hispanic: LLCHD - 7.01%; Main - 6.64%; LMEP - 2.28%; PHC - 41.46%; Access Medicaid - 6.70%.
- Mixed Race, Unknown, Other: LLCHD - 3.41%; Main - 3.42%; LMEP - 2.44%; Access Medicaid - 0.56%.
- Food Monthly Obligations - \$161,495.52
Food Package Average: \$51.42
Women - \$34.93; Infants - \$108.37; Children - \$33.62
- Mentoring: Students - 2 UNL Dietetic interns.

MISCELLANEOUS

- Two dental assisting student from Southeast Community College rotated through the Dental Clinic.

ENVIRONMENTAL PUBLIC HEALTH AIR QUALITY PROGRAM

- Technical assistance was provided to 305 individuals via phone, 16 information packets were mailed and 18 field cases were investigated.
- Staff worked with Health Promotion and Outreach to plan and conduct an Alternative Transportation Event. This event was aimed at WorkWell business partners. The event promotes the use of alternative transportation to reduce motor vehicle miles traveled. The goal is to encourage people to find new ways to get to work, run errands, and become more active.
- 28 surveillance checks for odor and opacity (smoke) were completed at various air pollution sources in the City of Lincoln. All were found to be in compliance.
- Asbestos compliance checks were completed at nine demolition sites and 2 remodel sites.
- Staff appeared in County Court for a case involving several members of a band who were issued disturbing the peace citations (loud music) in early August 2005 while performing at Fat Nappy's. No testimony was presented but a trial date of June 29, 2006 was set.
- Staff completed the quarterly testing of LFR air compressors at 4 locations.
- Staff conducted 9 joint investigations with Building and Safety. Two cases resulted in redtags and the buildings were vacated until repaired.
- Review of the construction permit application submitted by Union College for installation of replacement boilers was completed.
- Review of the stack test information submitted by ADM for their package boilers was completed. Testing was conducted while combusting natural gas, distillate fuel oil, and soybean oil. The testing was conducted to assess compliance with permit requirements, particularly the NOx emission limit.
- The initial information submitted by NPPD for continuation of the ammonia lance demonstration project at Sheldon Station #1 was reviewed. This is a project for reducing NOx emissions.
- Source inspections were conducted at Butherus Maser Love Crematory, St. Elizabeth Medical Ctr Boiler Plant, Van Sickle Paint Mfg., BNSFRR Havelock Shops, Parker Hannifan, UNL East Campus VDC incinerator, Constructors Asphalt Plant, and Dobson Brothers Asphalt Plant.
- Staff conducted (3) smoking area inspections to determine compliance with LLCHD's 20% open space requirement.
- 742 hours of Carbon Monoxide (CO) sampling and 720 hours of Ozone sampling were conducted. 15 PM2.5 samples were taken. All were within the National Ambient Air

Quality Standards.

CHILDREN'S ENVIRONMENTAL HEALTH

- 14 applications and/or renewals were received for the city permit.
- Due to the increase in mumps cases in Lancaster County and Nebraska, the Communicable Disease staff and Children's Environmental Health Staff sent information on mumps to child care providers.
- Nine Hispanic child care providers attended a Safe Environments training in Spanish held at Provider's Network, Inc. Two important safety issues addressed were the "Back to Sleep" program for infants and safe insect control around children
- Fifteen onsite visits were made to child care facilities. Three new centers began the "Navigate Your Way to Safe & Healthy Child Care" program
- Mayor Coleen Seng, in conjunction with Safe Kids and LLCHD, held a press conference to highlight the risk of a small child drowning in an unfenced swimming pool. Lincoln, proactive in its efforts to prevent these tragedies by having a fencing requirement for family swimming pools. The Health Department will be regulating the city's Residential Swimming Pool Code 8.36 that requires pools 18 inches in depth be enclosed by a 4 foot high fence. Outreach to 46 swimming pool retailers occurred, providing store managers with information on the code, guidelines to prevent drowning injuries and posters to display in their stores. Plus, 207 neighborhood and homeowners associations, and 21 mobile home park managers were sent posters and informational cards about the code and guidelines to prevent drowning injuries in family wading and swimming pools. 226 children and parents participated in an interactive display at Ultimate Safe Kids Day on May 12 encouraging families to completely enclose family pools.

EMERGENCY RESPONSE

- Staff responded to a number of calls this month. Some of the more interesting were: a fish kill at a local cemetery, improperly managed horse feces, staff at a federal facility noticing changes in skin coloration, paint contamination in 500 yards of a local creek, and a marijuana grow operation. Staff also responded to mercury spills, cooking oil dumpings, and mold.
- Staff attended pipeline response and food establishment emergency training. Staff provided training to a new LFR recruit class on environmental laws and regulations, the role of LLCHD in emergencies, the FTIR and reactive chemistry.

FOOD PROGRAM

- Vendors for the Celebrate Lincoln Festival were trained in safe and sanitary booth operations and requirements for temporary food events.
- The *Food Talk* newsletter was sent to 1,860 Food Managers and Restricted Food Managers.

- The plan review coordinator taught a "Food Safety By Design" class at SECC. The presentation was taught to a Culinary Arts Class and basically covered the aspects of our role at LLCHD in assisting with the design of food establishments.
- 4 complaints on food establishments were received, with 4 reports of possible foodborne illnesses.
- A Food Enforcement Notice was issued to Coffee Trader 1200 "N" Street for food temperature violations.
- A citizen contacted the Health Department after purchasing some under cooked chicken from the deli department in a local retail grocery store. An inspection was conducted at the store and cooking procedures were discussed.
- There were 788 foodhandlers trained in good hygiene and sanitary practice.
- 2006 City of Lincoln Food Establishment Operating Permit renewals were sent to 947 locations.
- The Training and Standardization Officer spent three days training under the Nebraska Department of Agriculture, Bureau of Dairies and Foods Evaluation Officer.

WASTE MANAGEMENT

- Staff attended 2 public meetings to provide information to interested parties concerning the proposal to increase Special Waste Permit fees. No interested parties attended the meetings but several comments from businesses were received via phone. One comment suggested that the proposed fees should be increased gradually.
- Staff mailed fliers for the Latex Paint Exchange to 200 craft stores, art galleries, neighborhood associations, rural and parochial schools, community associations, property managers, child care providers and organizations. Fliers were also posted in several grocery stores, coffee houses and restaurants and distributed via e-mail to UNL and Lincoln Public Schools.
- The annual Household Hazardous Waste Collection and Paint Exchange was held at Pfizer Inc. with 262 participants that brought in over 11,000 lbs of household hazardous waste and latex paint. The Paint Exchange had a total of 500 containers brought in for reuse. 318 containers were taken for reuse and the rest was placed into eleven 55 gallon drums and sent for recycling.
- Staff received 28 phone calls requesting information on disposal of used oil, mercury, diesel fuel, mixed antifreeze and gas, computer monitors, televisions, latex paint, tires, fertilizer, dieldrin, atroban, drain cleaner, insulin, paint thinner, methyl chloride, mace/pepper spray and moth balls.
- Staff performed three site visits to provide waste management technical assistance to businesses, including an offset printer, a painting contractor as part of an Emergency

Response follow up investigation, and a construction contractor.

- Staff continue to provide consultation on the General Duty Clause of the Clean Air Act with local businesses in accordance with the Air Section's Risk Management Plan Grant. Staff spoke with 36 businesses that store/sell/apply restricted use pesticides and mailed 78 letters to local laboratories in May.
- There were 131 solid waste nuisance complaints received and 17 referrals were made for illegal dumping clean-ups along County roadside right-of-ways. These included the removal of over 450 tires from 3 locations, petroleum contaminated soil left in the back of a pick-up, storage of dismantled vehicles and parts, and the remediation of a cooking grease spill.
- Staff issued 127 special waste permits, sent 110 permit renewals to businesses, and responded to approximately 35 phone calls from generators and the public.
- Staff completed inspections of liquid waste haulers and the Lancaster County-based facilities. All applicants passed their inspections and all vehicles were found to be in compliance.

WATER QUALITY

- A second brood of midges emerged from Capital Beach lake resulting in numerous calls from homeowners in the area. A survey of midge larva activity following the first application of midge larva, numbers of adult midges are still significant enough to disrupt outdoor activities. A second application of control product will be applied at the end of the month.
- Staff continued to give presentations to Real Estate Professionals about the new Property Transfer Code. In addition, the Nebline had an article about the new code and 900 information letters were sent to all members of the Lincoln Board of Realtors.
- The Stormwater Program completed 7 municipal inspections and 13 industrial inspections. These inspections help assure that the City of Lincoln is in compliance with the conditions of its NPDES permit.
- The Property Transfer Code went into effect on May 29. Currently there are 11 permitted Property Transfer Inspectors.
- Staff closed the Holiday Inn swimming pool due to water chemistry deficiencies.
- Staff were requested to assist a Property Transfer Inspector at a problem property. Conditions found at the time of the inspection included: a tile lined well located in the basement, a cesspool and only one lateral which was 100 foot in length located in a horse corral. The property had been owned by the family for over 60 years. A Denial letter was issued based on well construction and cesspool. Denial means LLCHD has not approved the system on the property. Sale of the property can proceed, but LLCHD will assure conditions which present significant risk to public health or the environment (i.e. the

cesspool) are corrected.

- Most of the swimming pools requested initial opening inspections just prior to Memorial Day Weekend. 143 pools and 51 spas/hot tubs in Lincoln required inspections. With that great of service demand and a current staff vacancy, staff went above and beyond expectations to do the inspections in a timely manner.

PUBLIC HEALTH AND LAND USE PLANNING

- Staff conducted (35) land-use reviews and provided written comments to the planning department.
- [- Staff met with Planning Department staff regarding a possible change of zone at 25th and Randolph. LLCHD expressed concerns relative to the proposed industrial zoning and the adjacent residential zoning.

Land-use reviews of note

- A special permit for cheering leading school in I-1 zoning. The current zoning for the area of the special permit application is I-1. Historically, the LLCHD has advocated against locating susceptible populations (i.e. children) in industrial zones. The LLCHD worked with the applicant to address our concerns relative to locating susceptible populations in industrial zones. This effort focused on developing an emergency response plan, shut off switch for the HVAC system, etc.
- A preliminary plat application for a proposed residential development. The LLCHD expressed concerns relative to the close proximity of interstate 80 and the potential impact of noise pollution on this residential development. Recommendations were made relative to referencing the Nebraska Department of Roads I-80 Upgrade Draft Environmental Assessment and LMC 8.24 Noise Control Ordinance.

HEALTH DATA & EVALUATION

- The HDE Division Manager continues to update the progress of the Departments' pandemic flu planning on the HDE web page devoted to Pandemic and Avian Flu. We have added a box with highlighted information such as the checklists in Spanish and the latest status report on planning activities. Check this box often for information on any community forums or new information. The direct link to the web page is www.lincoln.ne.gov/city/health/data/flu/flu.htm. From InterLinc, the City's website at www.lincoln.ne.gov, you can find the web page by entering either "flu" or "pandemic" in the Search box. Also, the Pandemic Flu page is one of the Featured sites on the City's Home Page and on the Health Department's Home Page.
- Another change in the HDE main web page is that the latest data have been added to Quick Facts. This includes both YRBS and BRFSS data for 2005. You can find the Quick Facts at <http://www.lincoln.ne.gov/city/health/data/index.htm> or by clicking on the Health Data and Evaluation link from the Health Department's main page.
- Pandemic flu planning activities and presentations have been taking a great deal of time.

The HDE Manager has developed PowerPoint presentations for some of the community meetings including the first community forum on June 3rd. The HDE Division Manager and the Assistant Health Director interviewed the candidates for the Technical Professional Worker to be hired under a BT contract amendment with the Nebraska Department of Health and Human Services to perform community pandemic flu planning. The contract runs until December 31st.

COMMUNICABLE DISEASE

- The program continues to monitor and do follow-ups on suspect mumps cases. At the present time there have been reported 41 probable or confirmed cases of mumps.
- Pandemic flu presentations were provided by staff to WorkWell and four different groups of Lincoln Water System employees. They were well received.
- Program staff received training on video conferencing equipment. The Department participated in testing this equipment with the State Health Alert Network in an after hours exercise. All regional Health Departments throughout the State were connected together with the State in video-conferencing. This system provides the State with the ability to quickly bring all of the State public health departments together in a short time frame to facilitate communication in a crisis.
- Program Supervisor attended NHHSS BT leadership meeting and also the State Pandemic Influenza Advisory Committee meeting.

GRANTS/SPECIAL PROJECTS

Immunization Action Program (IAP)

- The IAP Coordinator met with staff at the local Hispanic Community Center to discuss several upcoming health care events (mobile clinics, health fairs, etc.), and was requested to provide additional Spanish language material on immunization.
- Educational presentations at Hispanic mothers' groups at the Hispanic Center and at three other locations in town are being scheduled for fall.
- The Coordinator has obtained additional educational material from the Sanofi-Pasteur representative for use at health fairs, and has coordinated LIVE Coalition exhibits/participation at various local events.
- Preparations are underway for another Vaccine Update satellite broadcast from CDC later this summer (August 10). Arrangements regarding the downlink site will be finalized in June and invitations will be issued (construction and remodeling in the Health Department make room scheduling more difficult).
- The IAP Coordinator will attend the Third Annual "Immunize Nebraska" Conference in Omaha scheduled for June 9, 2006.
- The LIVE Coalition met May 9, 2006. The Coalition is attempting to obtain some

funding from pharmaceutical companies to assist the coalition with more public education effort, and perhaps in providing incentives/prizes for a “back to school with all your shots” effort on the part of the public schools, who are again trying to encourage parents to have their children’s immunizations up to date PRIOR to the first day of school.

- The new “Vaccine Manager” materials available on-line from Sanofi Pasteur were demonstrated and discussed. The IAP Coordinator will work with interested coalition members to determine if any of the materials will be useful in their practice.
- The IAP Coordinator or other LIVE coalition members participated in two health fairs in May:
 - Norwood Park Elementary School Neighborhood Health Fair, and
 - Safety Day at the Zoo (Lincoln Children’s Zoo).
- Volunteers for additional upcoming health fairs were solicited, and the IAP Coordinator continues to make other coalition members aware of new opportunities for public education venues. New exhibit materials are planned for the late summer health fairs.

Perinatal Hepatitis B Program (PHBP)

- One case was opened in May. Current caseload is 18.
- One baby was born to a mother with Hepatitis B in May and received HBIG and HBV1 within 12 hours of birth.

TB Program

- The TB Program currently has 2 individuals on Direct Observation Treatment (DOT) for TB requiring a total of 10 home visits a week.
- A total of 7 consultations on TB were provided in May to staff, local health care providers and the public.

MMRS (Metropolitan Medical Response System)

- MMRS presented to the latest LFR recruit class. This is the third presentation to an LFR recruit class about the mission, organization and accomplishments of the MMRS.
- MMRS Coordinator was active in preparing for the latest Dept. of Homeland Security Grant application for Lancaster County. The grant application was assembled by Emergency Management and MMRS for approximately \$2 million. The entire grant was created inside of 30 days.

EPIDEMIOLOGY/GIS

- The Assistant Epidemiologist has started working on the Diabetes Prevalence Report for years 2002-2005.

- Received Cancer Registry Data for 2002-2004. Data validation and cleaning is complete and is now ready for analysis.
- Pandemic Flu on the City's website has been updated.
- The Assistant Epidemiologist received training on the 123ActionNow! website maintenance. Webmaster duties are now transferred permanently to Epidemiology.
- Data requests handled included Census, BRFSS and YRBS.

QUALITY IMPROVEMENT

- Quality Improvement Council Work plan continues. Council is developing suggestions for getting the message out that Public Health is for Every One, Every Day, Every Where in simple, clear, and consistently high quality ways.
- Council continues to develop identity standards and is planning ways to orient staff to their use.
- The QI Coordinator continues to help manage the 123Action.org website.
- The QI Coordinator worked on a number of *ad hoc* groups related to program evaluation for the ActionNow! Diabetes Prevention Coalition.
- The QI Coordinator supervised students in getting ActionNow! Diabetes Prevention Coalition materials out to physician offices.
- Technical assistance was given by the Quality Improvement Coordinator to various programs and individuals upon request throughout the month.
- ActionNow! Diabetes Prevention Coalition had a poster at the CDC Diabetes/Obesity Prevention Conference held in Denver. The QI Coordinator worked to prepare the poster and handouts. Kathy Goddard and Nikki Ford reported that it was an excellent success. The website traffic appears to reflect their assessment.

HEALTH PROMOTION & OUTREACH

ADOLESCENT AND FAMILY HEALTH

- The Lincoln Journal Star published an article highlighting the Lincoln Fatherhood Coalition. The new fathers' resource guide and FIN Swim were both emphasized.
- Staff was interviewed on KLIN radio to promote World No Tobacco Day and talk about resources for those wanting to quit tobacco use.
- Staff completed two final grant reports for the tobacco program. The Community Smoking Cessation grant has now been completed along with a media supplemental grant from Tobacco Free Nebraska. The Cessation grant was very successful in helping a

number of people quit using tobacco and the smoke-free home & vehicle campaign has been well received. Including television, radio, and other community events a potential of 1.2 million impressions of our secondhand smoke messages were seen.

- A plan is being developed to improve the web-based School Health Newsletter and how it is disseminated.

CHRONIC DISEASE & EVERY WOMAN MATTERS

- The LLCHD EWM program will lose 1.75 FTE's as a result of a reduction in outreach services through the State EWM program. A .5 FTE will be retained to fulfill the last year of the 5 year contract.
- Community Outreach Activities: To promote Women's Health Month and EWM, a mailing was sent to 104 parish nurses in targeted Census Tract areas and to churches without parish nurses in the designated medically underserved area. Materials were distributed to 10 churches/parish nurses who requested booklets, flyers, bulletin inserts and activity ideas. Maureen Bausch, Parish Nurse Coordinator at St. E's ordered booklets to be distributed to parish nurses at the Fall Training.
- 78 women participated in small group presentations during the month. These included:
- A small group gathering on Women's Health and the EWM program was attended by 9 African American women at the Allon Chapel. An active discussion of cardiovascular disease, nutrition and diabetes resulted in a suggestion that a walking group be started.
- A second informal gathering of 10 African American women from Christ Temple was held at the Malone Community Center. Information on Women's Health and the EWM program resulted in active discussion and an interest in starting a walking group.
- A 2nd Hispanic women's health gathering was attended by 3 women.
- Additionally, a presentation on Women's Health and EWM was provided to 9 women at Touchstone, 30 persons at the Mission, 5 women at 1st Presbyterian Church (English as a 2nd language), and 12 women at Lancaster County Corrections.
- EWM brochures were provided to City Mex Market, Linc Care, Plaza Pharmacy, SuperSaver Pharmacies at 27th/Cornhusker and 48th/0, Walgreens at 17th/South and also for Safety Day at the Zoo.
- Contractual Outreach Activities: During May, the Spanish-speaking contractual outreach worker distributed 3 Spanish enrollments packets and received 10 additional packets for eligible women.
- At the end of May, a letter was sent to the Spanish-speaking contractual outreach worker terminating her contract as of June 30, 2006 due to lack of funding from the HHSS-EWM grant. This is particularly difficult as the need for services to the Hispanic population continues to increase and Margarita has been an outstanding outreach worker.

- The EWM contract for 2006-2007 was received and is pending approval by the Law Department. Funding for this grant year has been reduced to \$30,000 (from \$128,250) which will only provide for a part time Health Educator to work on enrollment, screening and re-screening goals of the EWM program. A budget was developed and has been submitted to HHSS. The impact of this cut has been discussed with staff.
- Funding for the “Bright Futures” Grant was awarded. This effort targets women and girls of all ages, particularly women 40 through 64 and girls 9-13 and focuses on encouraging intergenerational activity between adult women and the preteen girls in their lives. A variety of partnerships including the YWCA, Parks and Recreation, Lincoln Public Schools and EWM will focus on increasing physical activity to promote healthy outcomes.
- Coalition for Older Adult Health Promotion (COAHP): 60 people attended the COAHP presentation on “Everything You Wanted to Know About Aging, But Didn’t Know Who to Ask!” by Dr. Edward V. Vandenberg. The “Spring Fling,” attended by about 14 people, was a 2nd event hosted by the COAHP this month.
- Mobile Health Clinic: Of the 37 clients seen on the MHC, 35% were seen at the one Minority Health Clinic site. 24 clients were seen at the 4 other Adult Health Screening Clinics. Of the 37 clients, 31 have abnormal clinic results or elevated risk factors. 15 clients were referred, 8 to PHC and 7 to PCP’s.
- Staff assisted at 4 of the 5 Adult Health Screening Clinic sites. This included clinics at ALPS (2 clients), SunMart West (1 client), Norwood Park Elementary Health Fair (11 clients) and SuperSaver at 48th and O (10 clients).
- All 13 clients seen at the Minority Health focused clinic site (West Lincoln Elementary, adult ESL), were Hispanic. 6 of these clients were referred to PHC.
- Minority Health Grant: During May, 73 new minority clients established a medical home and 38 new minority clients established a dental home (15 at PHC and 23 at LLCHD). 6 of the 13 clients seen at the Adult Minority Health Screening Clinic on the MHC were referred to PHC and 8 clients were provided dental service on the MHC. 4 new minority clients were referred to PHC by PCC and 4 new minority clients seen at Clinic With a Heart were referred to PHC. 6 of the 25 persons who attend smoking cessation at the City Mission were minority clients.
- Quarterly Partner Meeting conducted. Continued concern is expressed about capacity to meet client needs. An increasing gap in service is recognized for persons with high deductibles who often defer care as long as possible. PHC will be getting a new physician which should decrease the wait time for clients needing appointments. Translation issues continue to be a challenge for partners. Smoking cessation classes will be re-directed in an effort to take the information “to the people” instead of having “people come to us”. Classes will be provided at the Gathering Place, Matt Talbot and other community-based sites.
- As the PHN who had worked with the MHC Adult Health Screening clinics resigned, Corrine Roach, PHN for CHS staff was oriented to grant goals and objectives. Corrine has worked in the community for many years and will continue to work within minority communities to develop appropriate clinic sites.

- Lancaster County Crusade Against Cancer: The monthly Crusade meeting was held. 1,301 FOBT kits have been distributed during the current year of activity. Certificates of achievement have been given to each of the 19 participating pharmacies. A review of year-end activity indicated that pharmacy distribution and also WorkWell company site distribution were both excellent ways to promote colorectal cancer screening. FOBT kits will continue to be distributed through various health activities during the coming months, including the Women's Health Symposium. A planning meeting for FY 06-07 will be held in August to develop strategies for next year.
- Targeting In On Cancer, Year 2: Brochures and cancer pamphlets continue to be distributed at a variety of minority focused sites in the community. An end of the year evaluation and planning meeting is to be planned for June.
- Other Cancer Related Activity: A survey was completed for the Mayor's Office in response to a US Conference of Mayor's request regarding community strategies and activities to promote cancer awareness in the community.
- Staff participated in several phone conferences on a Maternal & Child Health Infrastructure Contract which will focus on the development of a community-level assessment of the maternal child health population. This information was discussed with Nancy Malone, who will work with this project starting July 1.

EARLY DEVELOPMENT SERVICES COORDINATION

- During the month of May 2006, there were 76 referrals made to the Early Development Services Coordination Program. Of the 76 referrals, 31 were younger than 2 years of age (program target population). In comparison, the average number of referrals for the month of May for the past ten years (Sept. 1995- August 2005 time period) is 40. These referrals were received from: parents - 30; physicians - 13; other health - 10; other agency - 23 (22 CAPTA); and E.D. transfer - 0. Reasons for referral include the following concerns: speech/language/hearing - 40; hearing only - 1; overall development - 4; motor - 3; diagnosed condition - 6; behavior - 4; and substantiated abuse/neglect - 18. Ages at referral: less than 1 year - 18; 1-2 years - 13; 2-3 years - 25; and 3 years (eligible to 8/31) - 20. The open EDN cases have the following case counts by Race: 2 American Indian or Alaska Native, 3 Asian, 13 Black or African American, 87 White, and 13 Unknown, and the following case counts by Ethnicity: 101 Not Hispanic or Latino, 15 Hispanic or Latino, and 2 Unrecorded per the HHS Connect database. During May 2006, the Early Development Services Coordination Program billed HHSS for services to 242 children. 173 of the children were Medicaid eligible (71.49 %).
- The Early Development Services Coordination (EDSC) Program participated in the following public awareness and community activities: 1) Program materials and/or posters were provided to the following: the Northeast Family Center, Parents as Teachers Program; Jodi Allen CPS Intake/Child Services Supervisor for CPS Intake workers to distribute to families; the Nebraska Urban Indian Medical Center; the Healthy Homes Program; and a daycare provider in NE Lincoln. 2) Program representation was at the following: the Lincoln Early Childhood Planning Region Team meeting ; the Planning Region Team Website Planning Meeting; the LPS Primary Provider Leadership meeting; the LPS Primary Provider Teams

meeting; the YWCA Take A Break Council meeting; the YWCA Respite Network Provider Recognition Dinner; the Care Giver Educational Group Public Session; the Improved Learning for Children with Disabilities planning meeting and a co-presentation with LPS staff to parents at St. Monica's Behavioral Health Services for Women.

HEALTHY HOMES

- Healthy Homes began in August 1993. Since then we have had 2,620 families referred to Healthy Homes. 128 families are actively participating, 98 families are in process of being contacted. We received 21 new referrals this month. The number of contacts to our participating families made by Healthy Homes staff in the month included: 110 home visits, 289 telephone contacts, and 121 accompany clients to physician visits/other community services and agencies.
- Community Outreach/Diversity: Presentations on health, cultural diversity and tobacco to Centerpointe Day Group (15 participants), Lincoln High African American Caucus(12), Dietetic Intern (1), Bryan Hospital Plaza, First Project discussion on Traditional Medicine, Health Beliefs & Practices (75).

INJURY PREVENTION

- Staff provided bicycle safety presentations to over 100 second graders at Fredstrom Elementary School, 80 second graders at Hamlow Elementary School in Waverly, and 60 elementary kids at the Calvert Recreation Center for the CLC.
- Staff was interviewed "live" on the B 107.3 morning show. The interview addressed the City's fence code and swimming pool safety and promoted the 2006 Ultimate Safe Kids Day.
- Staff coordinated the Ultimate Safe Kids Day at SouthPointe Pavilions. An estimated 1,200 area residents attended and received valuable information on reducing the risk of childhood accidental injury. Along with forty Safe Kids coalition and Task Force members, McDonalds®, B107.3, KLKN TV, Planet Earth, and DuTeau Chevrolet provided support for this community-wide childhood injury prevention event.
- Staff coordinated pedestrian safety activities at F Street Recreation Center for over 70 children attending after school programs. The children used a CD rom program to identify safe routes and safe pedestrian behaviors in a simulated walk from home to soccer practice. Children were also shown safe crosswalk behaviors as they were guided through 4 intersections around the Recreation Center. Safe Kids Child Pedestrian Task Force members assisted with these activities.
- Staff participated in the Nebraska Child Passenger Safety Technician update. Valuable information on current child restraints, and funding and educational resources was provided.
- Staff facilitated meetings with the injury prevention MCH grant partners. Home Safety Checklists, educational materials and safety devices have been provided to participating CHS and Head Start staff. These staff begin injury prevention home visits on June 5th.

- Staff and EPH staff provided 46 local swimming pool retailers with posters, brochures and informational cards pertaining to the City's fencing code and pool safety guidelines to display in their stores. In addition, 207 neighborhood and homeowners associations, and 21 mobile home park managers were sent posters and informational cards about the code and guidelines to prevent drowning injuries in family wading and swimming pools.

LINCOLN ON THE MOVE

- Staff trained over 60 people to supervise Summer Food Program sites. As of June 14, there are 23 sites open and serving breakfast, lunches, or both to almost 800 children a day.
- Working with staff from the Environmental Public Health Division, a promotion encouraging LLCHD employees to bike or walk to and from work on Fridays during June was kicked off on June 9. It will last for four Fridays in June and education, incentives and a chance to have a certified bike mechanic tune up bikes will be offered.
- A Mayor's press conference was held at the Salvation Army on June 13 to announce the start of the Summer Food Program efforts. Coverage was provided by local television and radio stations. Speakers included the Mayor, Bruce Dart, Connie Stefkovich - Director of Nutrition Programs for the Nebraska Department of Education, and Kent Henning from the Salvation Army.

TOBACCO

- Staff provided tobacco prevention education to 16 students, 1 teacher and 2 YMCA staff at Lefler After School Club; 21 youth and 1 teacher in the Families in Crisis class at Northeast High School; 25 youth at the Lincoln High African American Caucus with 2 quit kits distributed for family members; two additional ethnic groups at North Star and Lincoln High received tobacco prevention materials; 50 youth and 1 teacher at Northeast High School Child Development Class with 4 quit kits distributed; 31 youth and 1 teacher at Northeast High School including pregnant teens/moms with 2 new parent bags distributed; and, 44 students and 1 teacher at Northeast High School Food and Nutrition Class. End of year visits have been completed.
- Staff provided tobacco prevention presentations to 20 adults and 2 staff at CenterPointe; 25 adults at Touchstone; 30 in attendance at People's City Mission; 10 kids at Clinton After School Drug Free Program (Addressed the kid's main question of 'what causes kids to start smoking when they know it is bad for them'.); 5 men at Lancaster County Corrections; and, 5 adults at an English as Secondary Language class at 1st Presbyterian Church
- Staff provided 125 WorkWell companies with 'Get Into Your Kid's Head' and Surround Your Kids with Love Not Smoke info card. State Farm Insurance requested to use the info card in their packets for new parents in a six state area.
- Staff conducted 35 daycare visits to distribute promotional items on smoke-free homes and cars. Some took at a poster. TFL members delivered to 29 other daycare sites.

- 10 Car Wash/Detailing businesses received smoke-free cars promotional items. Received a call from a woman who sells Sears Homes and wanted info and decals to put in their model homes and to have available for customers. She is an ex-smoker and was excited to be able to do this.
- 95 car dealerships in Lincoln and Lancaster County were contacted and asked to have smoke-free car packets that included an info card, and a smoke-free home and car cling. Smoke-free car air fresheners were also available to distribute to customers. 68 dealerships received posters, info cards and air fresheners.
- Staff delivered secondhand smoke posters, info cards, hospital packets to Peoples Health Center, Complete Children's Health (3 locations), Urban Indian Medical Center, and Capital City Pediatricians.
- The tobacco prevention traveling display board is at Nebraska Heart Hospital from June 15th - 29th. Hospital staff requested tobacco information for their prenatal clients. Hospital staff have requested having an employee trained for cessation support groups to be held on-site (their previously trained employee has taken another job). They report a lot of visitor smoking outside the doors which will end January 1, 2007 when they become a smoke-free campus. The display board was in the LLCHD Clinic May 30 - June 5 for World No Tobacco Day. Cessation handouts were especially taken.
- Staff participated in the Lakeview Family Fun Night health fair with approximately 300 families participating.
- Staff provided tobacco prevention information on the Mobile Health Clinic for adult health at ALPS, SunMart, Norwood Park, and SuperSaver.
- Staff conducted a tobacco compliance check with the Lincoln Police Department with 7 out of 37 businesses selling for a 18.92% non-compliant rate, and a check with the Sheriff's Department with 4 out of 29 businesses selling for a 13.8% non-compliant rate.

WORKWELL

- WorkWell staff met with a WorkWell member to seek his support to develop partnerships on a new worksite wellness award with Nebraska specific criteria. Tom is very supportive of improving the health of our community and initiated another meeting with Wendy Birdsall, Acting Director of the Lincoln Chamber of Commerce. The Omaha Wellness Council is also developing relationships with their local chamber. The desired result is a partnership between the local Nebraska wellness councils and the local and state Chamber of Commerce to encourage more employees to become active in worksite health promotion. Strategy and support is being directed by Dave Holmquist of the American Cancer Society. Other partners will also include the American Heart Association, and the Diabetes Association. The new award concept is being created to demonstrate positive employee health outcomes.

- WorkWell staff is developing standards for member businesses to use when evaluating the cost benefit of wellness programs. These standards should help control inaccurate or over inflated cost benefit analysis as well as help companies determine and demonstrate to management the financial return for offering worksite wellness programs. The standards are based on credible sources and have been reviewed by Health Data and Evaluation staff.

INFORMATION & FISCAL MANAGEMENT

INFOMATION MANAGEMENT

Permits Plus

- Staff is working with City IS staff to develop an in-house Office Linc application to improve the file management of images linked to appropriate Permit Plus cases.
- Food Establishment late fee notices were sent to 58 establishments on June 7, 2006.

Partnership with HDE staff

- IFM staff posted the latest Pandemic Flu information to the Interline webpage.
- IFM staff rewrote the on-line query tool in SQL server. HDE staff are testing and providing feedback.

CHS Division

- Staff met with CHS staff to review the existing Diabetes data collection being done in CHS and Health Promotion. The two Divisions are collecting similar diabetes data maintained in two separate applications. IFM staff are beginning to define the data requirements for a joint application.

Help Desk Activities

- 137 Help Desk calls were received 5/16/06–6/8/06.
- Staff worked with Animal Control staff to test the use of a VPN connection in the field to gain access to their computer desktop. This connection provides a mechanism for the staff to gain mainframe functionality in the field.
- Lotus Notes was upgraded the week of June 12, 2006.
- Staff have begun to develop/update Help Desk documentation, for example, how to reset passwords.

Web Work

- The following webpages were posted to the City's Interline website: Animal Control, Pandemic Flu and Workwell.

Information & Referral Database Management

- Per request from the State Respite Coordinator, the proposed Respite contract was revised to include query training for the Respite Coordinators.

DIVISION ACTIVITIES

Workforce Development

- Section Supervisors attended City Mandatory Affirmative Action Training.

FISCAL OPERATIONS

Revenue

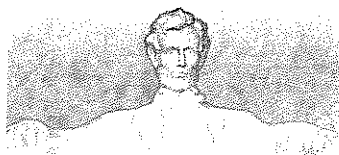
- Food Operator's annual fees received
- Reimbursements from flu shots nearly completed
- Medicaid billing is current

Grants

- Monthly reports completed

Reports

- Regular monthly schools and conference, revenue, expenditure, and cash balance reports completed and distributed.



CITY OF LINCOLN NEBRASKA

MAYOR COLEEN J. SENG

lincoln.ne.gov

Lincoln-Lancaster County
Planning Department
Marvin S. Krout, Director

Jon Carlson, Chair
City-County Planning Commission

555 South 10th Street
Suite 213
Lincoln, Nebraska 68508
402-441-7491
fax: 402-441-6377

July 7, 2006

Mike Johnson
Olsson Associates
1111 Lincoln Mall
Lincoln, NE 68508

RE: Grainger Heights - Final Plat #06014
Generally located at South 40th Street and Yankee Hill Road

Dear Mike,

Grainger Heights - Final Plat #06014, generally located at South 40th Street and Yankee Hill Road was approved by the Planning Director on June 30, 2006. The plat and the subdivision agreement must be recorded in the Register of Deeds. The fee is determined at \$.50 per **existing** lot and per **new** lot and \$20.00 per plat sheet for the plat, and \$.50 per **new** lot and \$5.00 per page for associated documents such as the subdivision agreement. If you have a question about the fees, please contact the Register of Deeds. Please make check payable to the Lancaster County Register of Deeds. The Register of Deeds requests a list of all new lots and blocks created by the plat be attached to the subdivision agreement so the agreement can be recorded on each new lot.

Pursuant to § 26.11.060(d) of the Lincoln Municipal Code, this approval may be appealed to the Planning Commission and any decision of the Planning Commission to the City Council by filing a letter of appeal within 14 days of the action being appealed. The plat will be recorded with the Register of Deeds after the appeal period has lapsed (date + 14 days), and the recording fee and signed subdivision agreement have been received.


Sincerely,

Brian Will
Planner

xc: Ridge Development Company, 2001 Pine Lake Road, Ste 100,
Lincoln, NE 68516
Southview, Inc., 8644 Executive Woods Drive, Lincoln, NE 68526
City Council
Dennis Bartels, Public Works & Utilities
Terry Kathe, Building & Safety
Sharon Theobald, Lincoln Electric
Jean Walker, Planning
File

MEMORANDUM

TO: County Board

FROM: Marvin Krout, Director of Planning 

SUBJECT: ***Comprehensive Plan Amendment No. 06004***
(Amendment to the North 48th Street/University Place Plan)

DATE: July 11, 2006

COPIES: City Council (w/o attachment)
Ann Harrell, Mayor's Office (w/o attachment)
Kerry Eagan, County Board (w/attachment)
Stephen Henrichsen, Planning (w/o attachment)

Attached for your information is a copy of the Factsheet for Comprehensive Plan Amendment No. 06004, which is scheduled for public hearing before the City Council on July 24, 2006, at 1:30 p.m. Approval of the proposed amendment will facilitate an agreement between the City and the Child Advocacy Center for use of publicly owned land for the development of a new facility for the Child Advocacy Center on property located southwest of the intersection of 51st Street and Garland Street.


This proposed amendment is within the regulatory jurisdiction of the City Council and is being routed to you for your information.

If you have questions on this proposed amendment, please feel free to contact me (441-6366) or Greg Czaplewski (441-7620).

Q:\PC\CPA\2025 Plan\CPA.06004 Routing to County Board.wpd

PLANNING COMMISSION FINAL ACTION
NOTIFICATION

TO : Mayor Coleen Seng
Lincoln City Council

FROM : Jean Walker, Planning 

DATE : July 7, 2006

RE : **Special Permit No. 06039**
(Limited Landfill - S.W. 20th Street and West "O" Street)
Resolution No. PC-01005

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, July 5, 2006:

Motion made by Carroll, seconded by Esseks, to approve **Special Permit No. 06039**, with conditions, requested by LeGrande Excavating, for authority to operate a limited landfill on property located at S.W. 20th Street and West O Street.

Motion for conditional approval carried 7-0 (Carlson, Carroll, Esseks, Krieser, Larson, Strand and Sunderman voting 'yes'; Cornelius and Taylor absent).

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
Mike Eckert, Civil Design Group, 3901 Normal Blvd., Suite 203, 68506
LeGrande Excavating, 7601 S. 1st Street, 68512
West "O" Development, LLC, 1901 West "O" Street, 68528
West A Neighborhood Association (3)
Alvin Schoenrock, 320 S.W. 20th Street, 68522

RESOLUTION NO. PC- 01005

SPECIAL PERMIT NO. 06039

1 WHEREAS, LeGrande Excavating has submitted an application
2 designated as Special Permit No. 06039 for authority to operate a limited landfill on
3 property located at S.W. 20th Street and West O Street, and legally described to wit:

4 Lots 71 and 72 I.T. located in Section 28, Township 10
5 North, Range 6 East of the 6th P.M., Lincoln, Lancaster
6 County, Nebraska;

7 WHEREAS, the Lincoln City-Lancaster County Planning Commission has
8 held a public hearing on said application; and

9 WHEREAS, the community as a whole, the surrounding neighborhood,
10 and the real property adjacent to the area included within the site plan for this limited
11 landfill will not be adversely affected by granting such a permit; and

12 WHEREAS, said site plan together with the terms and conditions
13 hereinafter set forth are consistent with the Comprehensive Plan of the City of Lincoln
14 and with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the
15 public health, safety, and general welfare.

16 NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster
17 County Planning Commission of Lincoln, Nebraska:

1 That the application of LeGrande Excavating, hereinafter referred to as
2 "Permittee", to operate a limited landfill be and the same is hereby granted under the
3 provisions of Section 27.63.560 the Lincoln Municipal Code upon condition that
4 construction and operation of said limited landfill be in strict compliance with said
5 application, the site plan, and the following additional express terms, conditions, and
6 requirements:

7 1. This approval permits a limited land fill operation for a period of three years
8 from the date of the approval of the permit. The operation shall be limited to the
9 operating hours of 8:00 a.m. to 6:00 p.m., Monday through Saturday.

10 2. Before beginning operations:

11 a. The Permittee shall complete the following instructions and submit
12 the documents and/or plans to the Planning Department office for review and approval.

13 i. Receive any NPDES or 404 permits required and resolve the
14 current issue of illegal fill.

15 ii. 2.1.2 Amend note #2 to state the correct zoning.

16 b. The limited landfill shall meet all local, state and federal regulations.

17 c. Provide documentation from the Register of Deeds that the letter of
18 acceptance as required by the approval of the special permit has been recorded.

19 3. Before operation of this limited landfill all development and construction is
20 to comply with the approved plans.

21 4. Before beginning this limited landfill operation the City/County Health
22 Department is to approve the water, waste water systems and air quality and noise
23 permits.

1 5. The site plan accompanying this permit shall be the basis for all
2 interpretations of setbacks, yards, locations of buildings, location of parking and
3 circulation elements, and similar matters.

4 6. This resolution's terms, conditions, and requirements bind and obligate the
5 Permittee, its successors and assigns.

6 7. The applicant shall sign and return the letter of acceptance to the City
7 Clerk within 60 days following the approval of the special permit, provided, however,
8 said 60-day period may be extended up to six months by administrative amendment.
9 The City Clerk shall file a copy of the resolution approving the special permit and the
10 letter of acceptance with the Register of Deeds, filing fees therefor to be paid in
11 advance by the applicant

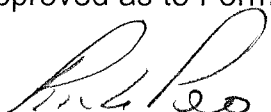
12 8. The site plan as approved with this resolution voids and supersedes all
13 previously approved site plans, however all resolutions approving previous permits
14 remain in force unless specifically amended by this resolution.

15 The foregoing Resolution was approved by the Lincoln City-Lancaster County
16 Planning Commission on this 5th day of July, 2006.

ATTEST:



Chair

Approved as to Form & Legality:


Chief Assistant City Attorney

PLANNING COMMISSION FINAL ACTION
NOTIFICATION

TO : Mayor Coleen Seng
Lincoln City Council

FROM : Jean Walker, Planning 

DATE : July 7, 2006

RE : **Use Permit No. 117B - Horizon Business Park**
(Expand boundary and floor area)
Resolution No. PC-01004

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, July 5, 2006:

Motion made by Carroll, seconded by Strand, to approve **Use Permit No. 117B**, with conditions, requested by Schroeder/Klein Investments, to expand the boundary of the use permit to include an additional 4.21 acres for an additional 43,765 square feet of office and commercial floor area within the Horizon Business Park, on property generally located at South 14th Street and Yankee Hill Road.

Motion for conditional approval carried 7-0 (Carlson, Carroll, Esseks, Krieser, Larson, Strand and Sunderman voting 'yes'; Cornelius and Taylor absent).

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
Marcia Kinning, ESP, 601 Old Cheney Road, Suite A, 68512
Schroeder/Klein Investments, 6500 Princeton Road, Firth, NE 68358
Alan Schroeder, 8201 S. 14th Street, 68512
Wilderness Ridge Homeowners Assn., 9030 Whispering Wind Road, 68512

RESOLUTION NO. PC- 01004

USE PERMIT NO. 117B

1 WHEREAS, Schroeder/Klein Investments has submitted an application in
2 accordance with Section 27.51.100 of the Lincoln Municipal Code designated as Use Permit
3 No. 117B to expand the boundary of the use permit to include an additional 4.21 acres on
4 property generally located at South 14th Street and Yankee Hill Road, and legally described as:

5 All of Lots 55 and 56, Irregular Tracts, located in the Southeast
6 Quarter of Section 23, Township 9 North, Range 6 East of the 6th
7 P.M., Lancaster County, Nebraska, and more particularly
8 described as follows:

9 Commencing at the northeast corner of Lot 55, Irregular Tract,
10 and the point of beginning; thence north 89 degrees 58 minutes
11 47 seconds west on the north line of said Lot 55, a distance of
12 445.36 feet to the northwest corner of Lot 55, said point being on
13 the easterly right-of-way of the Burlington Northern Santa Fe
14 Railroad; thence south 28 degrees 25 minutes 35 seconds east on
15 said right-of-way, a distance of 935.66 feet to the southeast corner
16 of Lot 56; thence north 00 degrees 00 minutes 11 seconds west
17 on the east line of said Lots 55 and 56 and the west right-of-way
18 line of South 14th Street, a distance of 822.69 feet to the point of
19 beginning, and containing a calculated area of 183,195.66 square
20 feet or 4.21 acres more or less;

21 WHEREAS, the real property adjacent to the area included within the site plan for
22 this expansion of the use permit for commercial space will not be adversely affected; and

23 WHEREAS, said site plan together with the terms and conditions hereinafter set
24 forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal Code to
25 promote the public health, safety, and general welfare.

1 NOW, THEREFORE, BE IT RESOLVED by the Lincoln City - Lancaster County
2 Planning Commission of Lincoln, Nebraska:

3 That the application of Schroeder/Klein Investments, hereinafter referred to as
4 "Permittee", to expand the boundary of the use permit to include an additional 4.21 acres of
5 commercial floor area be and the same is hereby granted under the provisions of Section
6 27.51.100 of the Lincoln Municipal Code upon condition that the development of said Use
7 Permit be in strict compliance with said application, the site plan, and the following additional
8 express terms, conditions, and requirements:

9 1. This permit expands the boundary of and approves an additional 43,765 square
10 feet of office and commercial floor area within the Horizon Business Park.

11 2. The City Council must approve the associated request Change of Zone #06041.

12 3. Final plats must be approved by the City. If any final plat on all or a portion of the
13 approved use permit is submitted five (5) years or more after the approval of the use permit, the
14 city may require that a new use permit plan be submitted, pursuant to all the provisions of
15 section 26.31.015. A new use permit may be required if the subdivision ordinance, the design
16 standards, or the required improvements have been amended by the city; and as a result, the
17 use permit as originally approved does not comply with the amended rules and regulations.

18 Before the approval of a final plat, any private roadway improvements, sidewalks,
19 public sanitary sewer system, public water system, drainage facilities, land preparation and
20 grading, sediment and erosions control measures, storm water detention/retention facilities,
21 drainageway improvements, street lights, street trees, temporary turnaround and barricades,
22 and street name signs, must be completed or provisions (bond, escrow or security agreement)
23 to guarantee completion must be approved by the City Law Department. The improvements
24 must be completed in conformance with adopted design standards and within the time period
25 specified in the Land Subdivision Ordinance.

1 4. Final plats may be approved by the Planning Director provided Permittee enters
2 into an agreement with the City wherein Permittee as Subdivider agrees:

- 3 a. To complete the paving of private roadway shown on the final plat within
4 two (2) years following the approval of this final plat.
- 5 b. To complete the installation of sidewalks along both sides of South 13th
6 Street as shown on the final plat within four (4) years following the
7 approval of the final plat.
- 8 c. To complete the installation of a sidewalk along the west side of South
9 14th Street within two (2) years following the approval of this final plat.
- 10 d. To complete the public water distribution system to serve this plat within
11 two (2) years following the approval of the final plat.
- 12 e. To complete the public wastewater collection system to serve this plat
13 within two (2) years following the approval of the final plat.
- 14 f. To complete the enclosed public drainage facilities shown on the
15 approved drainage study to serve this plat within two (2) years following
16 the approval of the final plat.
- 17 g. To complete the enclosed private drainage facilities shown on the
18 approved drainage study to serve this plat within two (2) years following
19 the approval of the final plat.
- 20 h. To complete land preparation including storm water detention/retention
21 facilities and open drainageway improvements prior to installation of
22 utilities and improvements but not more than two (2) years following the
23 approval of the final plat.
- 24 i. To complete the installation of private street lights along South 13th Street
25 within this plat within two (2) years following the approval of the final plat.
- 26 j. To complete the planting of the street trees along South 13th Street and
27 the west side of South 14th Street within four (4) years following the
28 approval of the final plat.
- 29 k. To complete the installation of the street name signs within two (2) years
30 following the approval of the final plat.
- 31 l. To complete the installation of the permanent markers prior to
32 construction on or conveyance of any lot in the plat.
- 33 m. To complete any other public or private improvement or facility required
34 by Chapter 26.23 (Development Standards) of the Land Subdivision
35 Ordinance in a timely manner which inadvertently may have been omitted
36 from the above list of required improvements.
- 37
- 38

- 1 n. To complete the public and private improvements shown on the Use
2 Permit.
- 3 o. To submit to the Director of Public Works a plan showing proposed
4 measures to control sedimentation and erosion and the proposed method
5 to temporarily stabilize all graded land for approval.
- 6 p. To maintain private improvements on a permanent and continuous basis.
- 7 q. To continuously and regularly maintain the street trees along the private
8 roadway.
- 9 r. To properly and continuously maintain and supervise the private facilities
10 which have common use or benefit, and to recognize that there may be
11 additional maintenance issues or costs associated with providing for the
12 proper functioning of storm water detention/retention facilities as they
13 were designed and constructed within the development, and that these
14 are the responsibility of the land owner.
- 15 s. To submit to the lot buyers and home builders a copy of the soil analysis.
- 16 t. To pay all design, engineering, labor, material, inspection, and other
17 improvement costs.
- 18 u. To comply with the provisions of the Land Preparation and Grading
19 requirements of the Land Subdivision Ordinance.
- 20 v. To relinquish the right of direct vehicular access to South 14th Street.
- 21 w. To inform all purchasers and users that the land is located within the 100
22 year floodplain and that the grading of the lots and outlots shall be in
23 conformance with the grading plan approved with use permit. The
24 volume of fill material brought into each lot and outlot from outside the
25 floodplain shall not exceed that shown on the approved grading plan.

26 5. Before a final plat is approved:

- 27 a The Permittee shall complete the following instructions and submit the
28 documents and plans to the Planning Department office for review and
29 approval.

- 30 i A revised site plan including 5 copies showing the following
31 revisions:

- 32 (1) Add/revise the general notes as follows:

33 Note #6 - Sidewalks to be build along both sides of South
34 13th Street and along the west side of South 14th Street.
35 Sidewalks shall also comply with Chapter 3.105 of the
36 Design Standards for Pedestrian Circulation in Commercial
37 and Industrial areas.

1 Note #13 - Details of all signs, including type, location,
2 height and size will be submitted separately for review with
3 sign permits. They will be designed in accordance with the
4 City of Lincoln Zoning Ordinance.

5 Note #27 - Street trees to be shown at the time of final plat.
6 Individual lot landscaping and screening to be submitted at
7 the time of building permits and will comply with the City of
8 Lincoln Design Standards.

9 Note #28 - Easements to be determined and shown at the
10 time of final plat.

11 Note #29 - The building and parking layout shown is
12 conceptual. Specific individual site plans will be submitted
13 and approved at the time of building permits in accordance
14 with the City of Lincoln Zoning Ordinance and Design
15 Standards.

16 (2) Show all existing and proposed easements.

17 (3) Delineate the 100-year floodplain on the plan, and show all
18 required flood storage areas to the satisfaction of Public
19 Works.

20 (4) Delete street trees from the landscape plan. Substitute
21 Patmore Ash on the street tree plan at the time of final plat.

22 ii. Revise the site and grading and drainage plans to the satisfaction
23 of Public Works and Utilities Parks and Recreation Departments.

24 b. The construction plans must comply with the approved plans.

25 6. Before occupying the buildings all development and construction must comply
26 with the approved plans.

27 7. All privately-owned improvements, including landscaping, must be permanently
28 maintained by the Permittee or an appropriately established owners association approved by
29 the City.

30 8. The site plan approved by this permit shall be the basis for all interpretations of
31 setbacks, yards, locations of buildings, location of parking and circulation elements, and similar
32 matters.

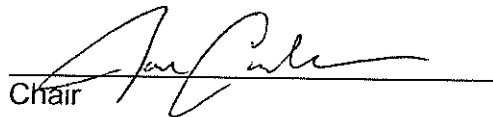
1 9. This resolution's terms, conditions, and requirements bind and obligate the
2 Permittee, its successors and assigns.

3 10. The Permittee shall sign and return the letter of acceptance to the City Clerk
4 within 60 days following the approval of the special permit, provided, however, said 60-day
5 period may be extended up to six months by administrative amendment. The clerk shall file a
6 copy of the resolution approving the special permit and the letter of acceptance with the
7 Register of Deeds, filling fees therefor to be paid in advance by the applicant.

8 11. The site plan as approved with this resolution voids and supersedes all
9 previously approved site plans, however all resolutions approving previous permits remain in
10 force unless specifically amended by this resolution.

DATED: July 5, 2006.

ATTEST:


Chair

Approved as to Form & Legality:


Chief Assistant City Attorney

Memorandum



To: City Council Members
CC: Mayor Coleen Seng
From: Chief Tom Casady
Date: July 11, 2006
Re: Concealed handguns

I am attaching on the following pages an interesting log of incidents I located on the Internet at the Brady Foundation's website. What is particularly noteworthy is the inclusion of footnotes citing the source of each synopsis from a story published in a U.S. newspaper.

Although the log ends in 2002, it mirrors the type of incidents--albeit in much smaller numbers--that I have seen during my career, and the kinds of incidents that are in the file that I kept from 1991 to 1999 while I was responsible for issuing Nebraska Firearms Certificates to law-abiding citizens who had passed the background check required by Nebraska law.

Proponents of concealed carry often cite the lack of problems in other States as evidence that there are no risks from concealed handguns. This log is evidence to the contrary. Clearly, these events represent a tiny fraction of the citizens who hold concealed carry permits around the country. Nonetheless, these are genuine incidents of the type that causes police officers concern. The lack of similar news articles on this site in more recent years might be due to the laws which many states have passed (including Nebraska) that prohibit the release of information concerning concealed handgun permit holders.

The Incident File

On Jan. 24, 2002, a derringer belonging to Ronald T. Cox, 54, accidentally discharged at an Indianapolis restaurant, wounding another patron. Investigators say the gun was in the pocket of Cox's leather coat; it went off when he placed the coat on the back of a chair. Cox had a concealed-carry permit. Police also found marijuana in Cox's coat.[2]

On December 28, 2001, Barry Brunstein of Tampa, FL, was caught with a loaded 9-mm. Beretta in his briefcase at Memphis International Airport during a random security stop. Brunstein, a transportation safety consultant, said that he had forgotten that the gun was in his briefcase. "It was the handiest place to put it. I never gave the gun a second thought," he said in an interview. Alarming, Brunstein had passed through security at Tampa International Airport on the first leg of his flight without the weapon being detected.[3]

On November 25, 2001, James Craig Wilson became frustrated and angry when he had trouble untangling the Christmas lights he planned to hang at his suburban Vancouver, WA, home. After going inside to calm down, Wilson went outside and fired his .45-caliber pistol into the ground multiple times. After his arrest for reckless endangerment, Wilson said that he had attended anger management classes six months earlier. "I thought discharging my gun would help me discharge my anger," Wilson said. "I guess I'm going to lose my concealed weapons permit." [4]

On November 14, 2001, a gun carried by 32-year-old Cesar Solis accidentally went off in a Chester County, PA, tavern, injuring three people including himself – one seriously. Solis was charged with two counts of aggravated assault, two counts of recklessly endangering another person, and one count of discharging a weapon in a building. Police said Solis, who had a permit to carry the gun, was at the Birch Inn late Sunday night with his brother when Cesar Solis pulled the gun from his waistband. The gun discharged and hit his brother and Sandra Pierson, who was seated at a nearby table.[5]

On November 7, 2001, the Alaska Court of Appeals ruled that under Alaska law a judge could not take into account a man's mental illness when taking away his concealed-weapons permit. In October 1998, Timothy Wagner walked into an Anchorage store and told an employee that he needed to soak out the chemicals that had been injected into him or else they would kill him. He also said a computer chip had been implanted in his head. When police were called to the scene, Wagner failed to tell police immediately that he was armed as required by law. Despite a history of mental illness, Wagner was able to get and keep an CCW permit because Alaska's concealed-weapons law was changed at the behest of the gun lobby to prohibit law enforcement from considering a person's mental state when applying for a permit.[6]

Just one month after the September 11 terrorist attacks, an unnamed Washington state woman was stopped for having a loaded two-shot derringer in her carry-on baggage at Sea-Tac Airport.[7]

On July 6, 2001, an unnamed man fatally shot 17-year-old Jacob W. Walton during a road rage altercation in Spokane, WA. Walton was a passenger in a car that got into an altercation with the shooter. According to police, the shooter had a concealed-weapons permit.[8]

On July 5, 2001, an unnamed 75-year-old businessman was arrested for pulling a .38-caliber handgun on two associates in Troy, MI. The man, a concealed-weapons permit holder, had gotten into an argument with the two men over debris in a lot he going to lease to them. When the two men refused to clean up the debris for which they were not responsible, the man "became angry, made threats, pointed the gun at one man, even threatening to shoot out the tires on his truck." [9]

On the second anniversary of the Columbine High massacre (April 20, 2001), a 44-year-old substitute teacher, Cynthia Seymour, was caught with a loaded .38-caliber revolver at Tampa Bay Technical

High School in Florida. A school resource officer discovered the gun when he noticed the butt of the gun sticking out from her back pocket. School district policy prohibits employees from bringing weapons to school unless they are law enforcement officers. Seymour, who holds a concealed-weapons permit, was a former sheriff's deputy, but a school spokesman said, "Regardless of her rationale for having it . . . it's not justifiable. School district employees should not be carrying weapons on campus, just as students should not be carrying weapons." [10]

On February 15, 2001, Renee Rudenick, 53, was arrested for possessing a firearm on school grounds in King County, WA. Police confirmed that Rudenick has a permit for the weapon, but it is illegal for anyone, including CCW permit holders, to have a gun on school grounds. Rudenick's boyfriend said that he usually takes the gun with him when he drops her off at work but that he must have forgotten to take the gun out of her purse that morning. The incident was brought to the attention of school officials after Rudenick told a principal that she had misplaced her purse and thought her loaded .38-caliber revolver might be in it. She has been fired by the school district. [11]

On November 25, 2000, a man accidentally shot himself in the abdomen in a Hoover, AL, movie theater Saturday night. According to the police report, Richard Nelson, 43, went to see *102 Dalmatians* with a Glock 17 9-mm pistol in his jacket pocket. After the movie ended, he was putting on his jacket when something hung on the trigger of his gun, causing it to discharge. According to police, Nelson was licensed to carry a gun for personal protection. [12]

During the summer of 2000, Austin, TX, taxi driver Wayne Franklin Lambert Jr. shot and killed two unarmed men, both high-tech professionals, who had been his passengers. According to police, Lambert, a gun enthusiast with a Texas concealed-handgun license shot one of the men three times in the back. The other victim gave a deathbed statement, saying that the taxi driver became angry over something his friend had said and challenged him to a fight. Other cab drivers gave police sworn statements saying Lambert was "very short-tempered" and "always angry at just about everything." One cab driver claimed Lambert once said, "I would shoot someone over a dollar." According to state records, Lambert was charged with assault after beating, choking and threatening to kill another taxi driver in August 1994. Lambert was charged with capital murder, representing the second multiple murder case brought against a Texas concealed-gun licensee in the last three years. [13]

On July 1, 2000, the *Courier-Journal* (KY) reported that a man with a concealed weapon and a bystander were injured when the gun fired after falling from the man's pocket at a concession stand at Tinseltown movie theaters, police said. William Newman, 34, had a permit to carry his concealed .22-caliber derringer, said Officer Robert Biven, a Jefferson County police spokesman. Newman was hit in the leg when the gun went off shortly after 8 p.m. The bullet also hit Juanita Sparks, 60, in the hip, Biven said. Signs at the box office say firearms are prohibited in the theater. [14]

On June 20, 2000, the *Providence Journal* (RI) reported that police were investigating Ira S. Nasberg, a freelance photographer whose stolen .40-caliber handgun was allegedly used in the murder of two college students. During the last eight years, Nasberg has reported six guns either lost or stolen. When Nasberg reported the .40-caliber handgun stolen, he told police that the gun was taken from his "unattended" car while he was in a convenience store. Later, he said that another man, Gregory Floyd, was in the car at the time of the theft. Floyd was arrested along with four other men for the abduction and shooting of the college students. Police suspect that Nasberg, a CCW licensee with no criminal record, had illegally purchased guns on behalf of other people. [15]

On June 11, 2000, Jamie Cokes, 26, of Pittsburgh, PA, shot and killed 30-year-old Leon Blair. In 1998, Cokes had been shot in the face by a robber while driving his cab. He later told a local paper that he had a permit to carry a gun and would shoot the man who had shot him. Cokes and Blair knew each other, and, according to the victim's brother, Cokes "was always talking about shooting people." Cokes later admitted to police that Blair was not the man who shot him in 1998. [16]

On May 30, 2000, a fistfight turned into a gun battle outside the home of Dale Cramm, 44, of Everett, WA, resulting in the death of two teens. Cramm's son was later charged in the deaths, and Cramm himself was charged with witness tampering, tampering with physical evidence, and three drug-related felonies. Police also confiscated an arsenal of weapons, including five shotguns, three SKS assault rifles, 3 other rifles, bayonets and high-capacity magazines. Within days after the weapons were confiscated, Cramm, who was out on bail, allegedly went to a local gun show and purchased more firearms. According to police, Cramm used his CCW permit as identification to purchase guns at the gun show.[17]

On March 7, 2000, Deena Estaban, 42, of Woodbridge, VA, was charged with bringing a gun onto school property. Estaban, who has a Virginia CCW permit, had mistakenly brought the gun in a backpack to the elementary school where she is an art teacher. The gun was loaded and had been left unattended in her classroom until another teacher discovered it. Police said that it was likely that students were near the bag during the school day.[18]

On February 14, 2000, two men died over a repossessed car in Miami, FL. Roberto Ortega, 30, and Kendria Vann, 19, got into a gunfight when Ortega, a licensed reposessor, tried to tow Vann's car away for repossession. While it is unclear who fired first, police said that both men fired multiple shots, hitting each other once – Vann in the chest and Ortega in the head. Vann's stepfather said that Vann thought that Ortega was stealing his car. Ortega had a Florida CCW permit.[19]

On January 27, 2000, Louis Mockewich, 34, of Philadelphia, PA, shot and killed a neighbor who was shoveling snow behind his rowhouse. The two neighbors had been arguing over where the victim was placing the snow, and Mockewich's solution was to pull out his gun, for which he had a CCW permit, and kill the 31-year-old man. The victim, too had a CCW permit.[20]

On December 14, 1999, Adam Sousa, 25 of Naples, FL, pulled a .357 from a holster before leaving the dog track, and shot two men. Sousa, said to have been angry over an argument at the poker table, was asked to leave the game. As he headed toward the door, Sousa pulled the gun and pointed it, threatening to kill the track parking attendant. Sousa then shot two others. Sousa, a CCW permit holder, was intoxicated at the time of the shooting[21].

In early December of 1999, William Manies, 52, of Fountain City, TN, returned to his former office to avenge the 45-year-old woman who fired him a month before. Manies, a CCW permit holder, walked into the office and pointed a .38-caliber pistol at the victim and executed her while she sat in her chair, talking on the telephone. Manies's wife, who also worked for the firm was present when her husband killed the co-worker.[22]

On November 17, 1999, David Tanski, 53, of Tualatin, OR, rammed his car into another car that had taken a parking space he felt entitled to. When the driver of the second car approached Tanski, Tanski pulled out a gun. Tanski, who has a concealed weapons permit, was charged with menacing. A witness to the incident said that he understood Tanski's frustration at not being able to find parking, but "there's just no excuse for pulling a gun." [23]

On November 8, 1999, Shirley Henson, 40 of Alabaster, AL, ended a battle for position in heavy rush-hour traffic by pulling out her .38 revolver and shooting the 34-year-old woman with whom she had played cat-and-mouse on I-65. The two women cut each other off, tailgated, lane-changed, and slammed on brakes for about 4 miles along the southbound highway from Birmingham, until they both exited. As the victim, who was on her way to pick up her 4-year-old daughter, got out and approached Henson's vehicle. Henson reached into the console, pulled out the gun for which she had a CCW permit, rolled down her window, and shot the woman in the face, killing her. Henson was later convicted of manslaughter.[24]

In September of 1999, Greg King of Milwaukie, OR, brought a semiautomatic handgun in a backpack to the elementary school where he worked, and was consequently fired from his job. King, a CCW permit holder, worked as a night custodian and says he needed to remain armed for his protection. Oregon has a law that gives the state authority to regulate the possession of concealed handguns. King is suing the district.[25]

In August 1999, James H. Miller, 53, of Bald Knob, AR, a permit holder, was convicted of manslaughter in the shooting death of Charles Starks Jr., 31, of Georgetown. Miller shot Starks and Starks' father, Charles Starks Sr., also of Georgetown, in their chests during a confrontation in a parking lot of a convenience store Nov. 25, 1998. Miller's weapon was not one of several for which he had a concealed-handgun license. He maintained during the trial that he acted in self-defense out of fear of being beaten. The elder Starks said he and his son were angry because Miller had accused them of trespassing. The prosecutor argued that the shootings were unjustified because neither of the Starks' had weapons.[26]

In early July 1999, Scott Stone, Jr., of Tarboro, NC, flew halfway across the country to murder his ex-wife in Southlake, Texas. Stone, a former resident of Southlake, and a North Carolina concealed-weapons permit holder, ambushed his ex-wife, Marisa Jackson, as she jogged along a trail near her house. He then turned the gun on himself. Friends noted that Stone, "[N]ever showed any signs of aggressiveness or any reason to have done what he [did]." Both doctors, Stone and Jackson had graduated together from the University of Illinois College of Medicine. There was no history of domestic violence between the two. In the trunk of Stone's rental car, police found a will leaving all of his assets to his two young daughters and a check for the executor of his estate.[27]

Raymond Cruz, a concealed weapons licensee from Indiana, was arrested for criminal recklessness with a handgun and resisting law enforcement after shooting a toilet to pieces in a restaurant. Cruz, 49, had been drinking along with other St. Patrick's Day revelers in Zuni's Restaurant and Lounge in the early morning hours of March 18, 1999. He told police that he opened fire on the toilet because "it didn't flush fast enough." According to police, Cruz was "highly intoxicated" with a blood-alcohol content level of 0.18 percent, nearly twice the legal driving limit in Indiana. Luckily, no one else was in the restroom at the time of the shooting. Zuni's general manager remarked, "Looked at in one light, it's sort of amusing. When you put it in the context of happening in a public place, it's not funny at all." [28]

On February 25, 1999, 76-year-old Clay "Junior" Wallace, an Arkansas Concealed Weapons Permit holder, shot and killed Robert Qualls, 65, after an argument over new sewer service for the town of Black Oak, AR. The two men had been arguing inside Vera's Cafe but went outside to settle the argument with a fist fight. After Qualls knocked down Wallace twice, Wallace pulled out a .38 caliber revolver that he was carrying and shot Qualls twice in the stomach, killing him.[29]

On January 30, 1999, a festive day at a Phoenix, AZ, golf tournament turned scary when Brian Murphy, a Arizona Concealed Weapons Permit holder, was arrested after scuffling with police. According to police, an intoxicated Murphy began heckling golf-superstar Tiger Woods on the sixth hole of the Phoenix Open. When confronted by Scottsdale police officer Robert Rucker, Murphy became belligerent. "I told the fan to be quiet," said Officer Rucker, "and he said 'I've got a gun, too' and squared off on me." After tackling Murphy, police found a semi-automatic pistol in his fanny pack. Tiger Woods noted that it was the second time armed fans had gotten onto a golf course while he was playing. "It might come to the point where it might be like high school, where you have to have metal detectors in order to go in," Woods said.[30]

A disabled handyman was arrested after the brutal murder of a popular Aventura, FL, surgeon. Robert Herndon, a Florida concealed-weapons permit holder, was accused of gunning down Dr. Bradley Silverman outside his office. Authorities later discovered that Herndon had been twice charged with

assault, the first charge being dropped, the second reduced to a misdemeanor. Herndon was described by neighbors as "a man who easily lost his temper and who threatened them with his gun." Moreover, when police sought Herndon for questioning following the January 11, 1999, murder, they traced him to a local mental health facility where he had voluntarily committed himself. Police later found out that Herndon had a long history of mental illness, but got a permit because of loopholes in the Florida law.[31]

Carlton Evans, a 37-year-old concealed-weapons permit holder in Seattle, WA, was accused of killing his wife and baby daughter after months of abuse. Fearing for her life, Evans' estranged wife, Melanie Edwards took her 2-year-old daughter Carli Fay and fled the family home. Edwards filed for a protection order on October 19, 1998. One day later, Evans applied for, and was granted, a Washington CCW permit. On December 9th, armed with his 9mm semi-automatic pistol, Evans killed Melanie and baby Carli Fay. Evans fled, and later killed himself when police tried to arrest him. A Seattle women's shelter spokesperson noted, "You have a battered woman who is in fear for her life and her childÉ[that] very court awards visitation rights to a known abuser who had a gun and [Edwards] ended up dead. Big surprise." [32]

Joseph Mule, a Florida CCW licensee, led police on a high-speed chase through the streets of Tampa before being killed by deputies. According to the Hillsborough County Sheriff's Office, Mule began the October 10, 1998 chase after police attempted to pull him over for drunk driving. Mule decided to make a run for it, beginning the chase through suburban streets. When he attempted to cross a parking lot, he crashed into a parked truck, whereupon deputies ordered him out of the car. When he refused, deputies approached the vehicle, opening fire when Mule drew his concealed weapon from his holster.[33]

On September 3, 1998, three Connecticut State Troopers sustained multiple gunshot wounds from Edward Premo, who had a Connecticut concealed handgun permit. Two of the Troopers were questioning Premo at his home on suspicion that he had vandalized a neighbor's car when he became hostile. Suddenly, Premo whipped a 9mm semi-automatic pistol from his waistband and shot both at close range. As the officers fired back, Premo ran into his house, returning seconds later with a high-powered rifle. Two more Troopers responded to the call and were fired upon by the suspect. Fortunately, all three Troopers who were hit, Michael Hoague, Mark Pelletier and James Reidy, survived the attack. After inspecting Premo's home, law enforcement investigators found nine explosive booby traps, hand grenades, dynamite, pipe bombs and guns. Premo, who had a history of mental illness, was later found innocent of the shooting by reason of insanity.[34]

Thomas P. Kelly, 28, of Groveland, Florida, was charged with attempted murder after shooting Amerida Dale Woods during a July 19, 1998 argument. Kelly and Woods had been arguing, when Kelly went to his vehicle, grabbed a handgun and shot Woods. According to police investigators called to the scene, Kelly shot the victim twice before running away. Kelly was also charged with use of the firearm in commission of a felony, use of a firearm under the influence of alcohol and aggravated assault. The Florida Department of Law Enforcement later verified that Kelly had a valid CCW permit.[35]

Three Phoenix, AZ, men got into a confrontation at a local convenience store that ended with one man dead and another wounded. According to police, Toby Mack and Kenneth April began "to bounce chests andÉstart to fight" after arguing in front of the Texaco Star Mart at 4252 South 48th Street. Mack then pulled a gun on April, who responded by pulling his own concealed handgun. April's friend, Mike Willey came out of the market and pulled **his** gun, whereupon several shots were exchanged by all three men. When the shooting stopped, Mack lay on the ground dead and April was wounded in the stomach. Both April and Willey possessed valid Arizona concealed-weapons permits.[36]

Steven Dobric, a CCW permit holder with no prior criminal record, gunned down his estranged wife outside an all-night Cuban restaurant in Palm Beach, FL, before turning the gun on himself. According to investigators, Dobric, whom his wife had described as "unpredictable," followed her and a friend as they left a local restaurant. Senada Dobric, upon noticing her husband following her, fled. Dobric chased her down and shot her twice in the head before shooting himself. Dobric's weapon, a .40 caliber handgun, had been issued to him by the security company for which he worked. "There's nothing the police can do. It's a losing scenario," stated the Director of the Palm Beach County Victim's Services and Support. Senada Dobric had filed a restraining order one month earlier, accusing her husband of abuse and death threats. Ironically, two days before the June 3, 1998 incident, Gov. Lawton Chiles had signed a domestic violence bill barring those served with such orders from possessing firearms.[37]

Billy Ray Beagle, a Florida concealed weapons permit holder, was killed in a shootout with police on March 25, 1998, after locking himself in a police station bathroom with his gun while being questioned about the slayings of two hunters. During the 9-hour standoff, Beagle confessed that he had killed the two hunters in separate attacks in 1993. Both men had been shot at close range and then robbed. Police hadn't checked Beagle for weapons when he came to the police station because he came to them voluntarily.[38]

In December 1997, concealed-weapons licensee John L. Paasch was arrested and charged with reckless endangerment, second-degree criminal mischief and disorderly conduct after shooting his gun off in a Tygart, OR, bar. According to the police report, Paasch was "goofing off" and pretending to shoot his gun. As he was putting it back into its holster, the gun went off and hit the bar, causing about \$350 worth of damage. Luckily, no one was injured.[39]

In September 1997, former Broward County, FL, judge candidate and CCW license holder Daniel Blackman pulled his gun on an emergency room doctor at St. Mary's Medical Center after the doctor refused to write him a prescription. The doctor fled from the examining room and summoned a police officer who confronted Blackman. Blackman then pointed his gun at the officer. The officer, knowing a stray bullet could hit another patient or medical personnel in the area, didn't shoot at Blackman and managed to wrestle the gun from him. In 1996, Blackman was accused of threatening to put three bullets in the head of an officer after receiving a parking ticket at an airport. He was arrested after hitting another officer with his car and fleeing the scene. Police found a loaded 9mm automatic handgun, several knives and other weapons in his car. Charges were dropped on assurances Blackman would receive psychological treatment. Under Florida law, he was able to retain his CCW license.[40]

Also in September 1997, five men got into an argument outside of Big Willy's Saloon in Baldwin, PA. According to reports, words were exchanged, and guns were pulled. All five individuals had valid Pennsylvania concealed-weapons permits. Shots were fired, and five people were injured, two critically. Five weapons were recovered. Although only five bullets had been fired from three of the guns, each shot managed to injure someone. Baldwin Chief of Police, Christopher Kelly commented on how easy it was to obtain a concealed weapons permit. Previous laws had required a letter of reference from a local police chief. Chief Kelly used the rule to encourage applicants to obtain safety training. Changes in state law forced Chief Kelly to stop requiring safety training. "Anytime someone pulls a gun out because someone stared at them, it is a training issue," the Chief is quoted as saying. "A gun is not a fashion statement, and people need to be taught that guns are dangerous. Training has to be an issue." [41]

In July 1997, Indiana CCW licensee Joseph Corcoran was charged with four counts of murder for shooting his brother and three others in the living room of their home. Corcoran shot the four after overhearing them talking about him. In 1992 Corcoran was tried and acquitted for the shotgun slayings of his parents. In 1993, he pled guilty to criminal mischief for shooting telephone lines in two. Corcoran had applied for a permit to purchase a machine gun in 1996, but was denied because Police Chief T. Neil Moore, who is granted discretion in issuing such permits, felt the firearm would not be

used for lawful purposes. Unfortunately, local law enforcement in Indiana does not have discretion in issuing CCW licenses and Corcoran was not ineligible under state law. Despite his violent past and his known fondness for mischief, he was allowed to lawfully carry his weapon.[42]

In Tulsa, OK, Harold Glover shot and killed Cecil Herndon in January 1997, as 250 4-year-old children watched. Police stated that Glover and Herndon showed up at Bunche Early Childhood Development Center and argued about who would take their 4-year-old grandson home from school. Glover was in his car with his wife and grandson when he pulled out his .357 Magnum and shot Herndon, who was standing outside the vehicle, once in the chest. Glover claimed self-defense, stating that Herndon had threatened him with a pocketknife. However, authorities determined that Herndon was not acting in a "life-threatening" manner and that Glover acted without cause. Glover had received his CCW license immediately after Oklahoma's CCW law went into effect.[43]

In Indianapolis, two women enjoying a meal were accidentally shot when a CCW licensee's gun fell out of his pocket. The November 11, 1997 incident occurred when Thomas Neuman, a concealed-weapons permit holder, bent over to help retrieve a broken necklace. His .32 caliber Derringer pistol, which he kept in his shirt pocket, fell to the floor, discharging one bullet that struck both women. According to police, the permit holder should have secured his gun in a holster. A witness later stated, "This proves it can happen to anybody, anywhere, anytime." [44]

A former mayoral candidate in Provo, UT, was arrested after refusing a request by a police officer to turn over his concealed handgun. Officer John Barson, responding to a report that ex-candidate Jackson A. Adkins had stolen a neighbor's screen door, asked Adkins to turn over his concealed handgun in interests of safety. When Officer Barson attempted to remove the gun, Adkins resisted. In the ensuing struggle, the former mayoral candidate reached for the police officer's service revolver. Adkins, 79, was charged with misdemeanor assault. At the time of the August 31 incident, Adkins possessed a valid concealed weapons permit.[45]

A postal clerk, known by acquaintances as "patriotic," calmly shot his former wife and her friend in a Miami Beach post office, before turning the gun on himself. As soon as he saw his ex-wife, Jesus Antonio Tamayo, who had a valid concealed weapons permit, retrieved a handgun from his car. After shooting his ex-wife and her friend, Tamayo walked outside and shot himself in his face. John Parfumorse, a friend of Tamayo is quoted as saying, "He was the last person I would expect to do something like this." Tamayo, a 21-year employee of the postal service and a disabled veteran, was known as a "very calm kind of guy." [46]

In March 1996, the *Arkansas Democrat-Gazette* reported that Clarence Wilbon, then 48, of Little Rock, who had a license to carry a concealed handgun, fatally shot Gary Allen Smith once in the chest with a .44-caliber revolver. Wilbon fired as he and Smith, who was also armed, struggled for control of Smith's gun, which had fired one round into Wilbon's leg when the two argued at a gambling game in a North Little Rock house. He had a permit despite a record of misdemeanor charges for gambling, as well as arrests but no convictions on drug charges and in the assault of a policeman.[47]

In Houston, TX, Pete Kanakidis shot and killed Alejandro Cruz Arroyo in May 1996, after a dispute over the ownership of some tools with two other men. The investigation indicated that Kanakidis approached Arroyo, who was sitting in his vehicle, and fired point blank into Arroyo's face.[48] Although Kanakidis indicated that he felt his life in danger, police later determined that Arroyo was not involved in the argument and was sitting alone in the driver's seat of a truck. Texas's CCW law went into effect in January 1996.

In February 1996, Robert Asbury of Blacksburg, VA, died of a self-inflicted gunshot wound after he shot and killed his estranged wife and one of her former co-workers at her home. On his CCW license

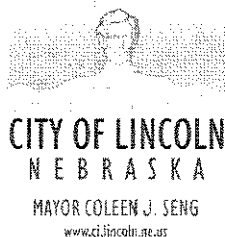
application, Asbury wrote that he had owned and used guns for 50 years and regularly practiced at a gun range.[49]

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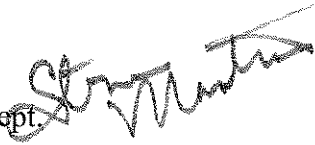


**PUBLIC WORKS AND
UTILITIES DEPARTMENT**

MEMORANDUM

Date: July 12, 2006

To: City Council

From: Steve Masters - PW/U Dept. 

Subject: *06-108 Annexation of State Fair Park*

cc: Mayor Seng
Karl Fredrickson, Nicole Fleck-Tooze - PW/U
Marvin Krout, Brian Will - Planning
Tam Allen - NE State Fair Board

The staff report for this annexation identifies that all the existing utilities, including sanitary sewer, will remain private. The storm sewer system is also a private system. This memorandum is to clarify that portions of the sanitary sewer system are combined with the storm sewer system in State Fair Park.

Unlike combined sanitary/stormwater systems in some other communities (for example Omaha) this combined system does not result in domestic, sanitary waste flowing through the storm system and into streams during larger rain events. State Fair Park has made improvements to separate domestic, human sanitary wastewater from their storm system. However, storm runoff flows from some animal holding areas are connected to a City sanitary sewer trunk line. The State Fair system is designed so that higher flows from heavy rain events are not totally received by the City sanitary system. A device (leaping weir) directs those higher flows away from the sanitary sewer system to Antelope Creek.

If at any time in the future State Fair Park is required by the Department of Environmental Quality to separate these privately-owned systems, that cost will be borne entirely by the State Fair Park as part of their private ownership and responsibility for that system.



campjon@aol.com
07/08/2006 04:27 PM

To tgrammer@lincoln.ne.gov
cc
bcc
Subject Fwd: City firetrucks etc.

Tammy--share with the Council and Mayor--put on Directors' Agenda.

Jon Camp
Lincoln City Council
City Council Office: 441-8793

-----Original Message-----

From: Roger Wilkening <rwilkening@neb.rr.com>
To: campjon@aol.com
Sent: Sat, 8 Jul 2006 00:11:58 -0500
Subject: City firetrucks etc.

Mr. Camp:

I know you are on top of this new development with the fire trucks.

I would like to say that this is what I was talking about before when I mentioned to you that Jeff Mellen is a tricky type of person.

Of course it cost less to have 4 crossmember than it does to have seven and of course one can put different types of things in than is requested, but that doesn't make it right.

However, the feeling is with these type of characters is that once the vehicle is made and delivered that the entities will be so happy to get the product that the entity will overlook things ,at least that is what they(jeff mellen types) believe or want us to believe.

The city sped out 7 crossmembers for structural integrity and trying to add them now will only weaken the chassis (frame) more not strengthen it, Any time one welds, drills holes, etc to an existing structure that voids its original structure and weakens and changes the structure to the degree that you can not determine without a structural test performed by some very expensive types of equipment and the frame itself needs to go through the test, thus putting it under undo stress which and and probably will weaken it even more.

Saying to EDM that they need to solve this problem is like saying to the cat the swallowed the canary, watch the remaining canaries here while I check on the dog, for the dog catcher, get my drift.

or bark(not funny) I know, I can't help it it is part of my nature to try to draw analogies as bad as they may be.

So my recommendation would be to pay the competitive bidder to check out what needs to be done and ask them, pay them from the proceeds of the litigation from the law suit filed against EDM and then, if these things can not be enhanced or rebuilt to specs, make EDM take them back and have the competitor place products in our fleet until and if EDM can deliver the proper equipment.

We should not be expected to receive and keep using defective equipment, even if we have used them. Recalls happen and this is a recall of magnitude decided upon by inspection of vehicles safety and promised longevity and use.

The misunderstanding comes from EDMs part not ours and whatever cost they incur is not our problems, Just as trucks and buses are not allowed on the road for defective brakes and defective frames through cracking etc. so is it with products that are built inferior to our specs, All of those people involved should be replaced that had anything to do with this from our side of the fence(city) and as for EDM the contract has been voided and violated beyond repair and the next competitive bidder should be awarded the trucks, These should be sent back to EDM with NO COMPLIANCE written all over them, and Our money should be used to purchase a different brand, as these trucks will be in our fleet for a long time to come, THIS IS NOT FAIR TO THE CITIZENS of LINCOLN.

THIS IS FRAUD

Even my 3 year old grand daughter can count to 7 and she does know the difference of 7 and 4, so why don't our great city employees know the difference.

I respect the Fire Department and the Police and I have every right to expect the type of equipment bid to be delivered when it involves safety.

How do I know that when my house catches on fire or whatever, that when the trucks are enroute to my place that these vehicles will make it, with cracked or weak frames they may just end up in the ditch or on somebody's front yard unable to move.

These are SERIOUS problems and NEED SERIOUS solutions, not just fun and games.

I know you will do the professional thing needed here. That is why I RESPECT YOU.

Sincerely,

Roger A. Wilkening

rwilkening@neb.rr.com

402-488-0372

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campjon@aol.com
07/08/2006 04:52 PM

To: SOpfer@ci.lincoln.ne.us, council@ci.lincoln.ne.us,
AMcRoy@ci.lincoln.ne.us, newman2003@neb.rr.com,
KSvoboda@ci.lincoln.ne.us, robine@neb.rr.com,
cc: KFredrickson@ci.lincoln.ne.us, rfigard@ci.lincoln.ne.us,
RHoskins@ci.lincoln.ne.us, HKroos@ci.lincoln.ne.us,
GTopil@ci.lincoln.ne.us, JOttoson@ci.lincoln.ne.us,
bcc:

Subject: Re: Sight Distance List of Complaints

Scott:

Thank you for sharing your recent investigation with the Council and others.

Situations like the instant one are difficult. Mr. Wheeler has obviously taken the approach that his violation of the City's ordinances is excused because others are also in violation. . . or at least he suspects as much.

I would like to suggest that you continue to treat any submissions by Mr. Wheeler as you would any other report of a violation, as investigate it accordingly.

I would also suggest that you not include the "in summary" paragraph in your letter concerning "retaliation" and a "waste of PW time" as that is probably irrelevant to Mr. Wheeler and may only serve to encourage his continued search for violations. Rather, continue to focus on Mr. Wheeler's need to comply with the ordinance.

If Mr. Wheeler chooses to consume his time helping us enforce the ordinance, then that is his choice. I suspect that he will tire of this activity on his own accord.

Thanks for your work in this regard.

Jon

Jon Camp
Lincoln City Council
City Council Office: 441-8793

-----Original Message-----

From: SOpfer@ci.lincoln.ne.us
To: CAMPJON@AOL.COM; council@ci.lincoln.ne.us; AMcRoy@ci.lincoln.ne.us;
newman2003@neb.rr.com; KSvoboda@ci.lincoln.ne.us; robine@neb.rr.com;
dmarvin@neb.rr.com; AHarrell@ci.lincoln.ne.us; Lin_Quenzer%NOTES@ci.lincoln.ne.us
Cc: KFredrickson@ci.lincoln.ne.us; rfigard@ci.lincoln.ne.us; RHoskins@ci.lincoln.ne.us;
HKroos@ci.lincoln.ne.us; GTopil@ci.lincoln.ne.us; JOttoson@ci.lincoln.ne.us;
SDostal@ci.lincoln.ne.us
Sent: Fri, 7 Jul 2006 14:42:29 -0500
Subject: Sight Distance List of Complaints

Dear City Council Members and Mayor's office,

I wanted to make you all aware of a situation which has arisen due to a single complaint turned in to our office. The original complaint was from a person residing along the 2800 block of Starr Street regarding vegetation adjacent to a driveway which restricts the ability for a person backing from the driveway to see pedestrians on the sidewalk and vehicles on the street. The complaint was filed by the person who owns the property where the driveway exists. As you can see from the attached photo (2843starrflowers.wpd), the flowers/vegetation, clearly obstruct the view of the sidewalk and street. A letter was sent from our office to the property owner, a Mr. Kirk Wheeler, to trim or remove only the flowers/vegetation within the public R.O.W. which exceeds 30 inches in height and is within the sight distance triangle for a vehicle backing from a driveway. Since the current ordinances don't give us the authority to enforce the entire sight triangle for driveways, we can only require Mr. Wheeler to take care of the vegetation on our R.O.W. In this case the R.O.W. line is approximately 2 feet behind the walk. Thus, our letter telling him to do so. Following the receipt of our letter, Mr. Wheeler proceeded to drive around the City and write down a list of locations which he felt we needed to send similar letters because he felt we were singling him out. I have attached a scanned copy of part of Mr. Wheeler's list (PEERLESS-06063009270.PDF) and some pictures from some of the locations on Mr. Wheeler's list (wheelercomplaintlist.wpd) with associated text stating what we found. We have spoken with Law and it is their opinion that we cannot simply ignore Mr. Wheeler's list. We have sent another letter to Mr. Wheeler explaining to him that we are not singling him out

and that we
will look at all locations on his list as we can work it into our
schedule.
Attached is a scanned copy of that letter. (Wheeler Ltr.pdf) If
you should
have any questions regarding this issue, please don't hesitate to
contact
me, but please know that we will only enforce those locations
which we
determine to be both a violation of the existing City Code and a
legitimate
hazard to the traveling public.

Thank you,

Scott O.

(See attached file: 2843starrflowers.wpd) (See attached file:
PEERLESS-06063009270.PDF) (See attached file:
wheelercomplaintlist.wpd)
(See attached file: Wheeler Ltr.pdf)

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campjon@aol.com
07/08/2006 04:53 PM

To tgrammer@lincoln.ne.gov
cc
bcc
Subject Fwd: Please make an educated decision

For City Council

Jon Camp
Lincoln City Council
City Council Office: 441-8793

-----Original Message-----

From: Jason Paine <Jason.Paine@telcor.com>
To: jcamp@lincoln.ne.gov
Sent: Fri, 7 Jul 2006 09:41:09 -0500
Subject: Please make an educated decision

Hello,

As a registered voter in Lincoln, NE I am concerned about the legislation being considered by our governing body. I am a law-abiding, licensed and registered firearms owner. I was relieved when our State government finally decided to give us back our 5th amendment rights like so many other states in the Union. Now I am afraid that our Mayor feels that she needs to take it away! All I want is for you to make an educated decision and actually look at the facts compiled by many independent sources, including the FBI. Please make your own decision and not one delegated by the Mayor or Chief of Police. I have provided a list of websites for you to view. Please check them out and make your own decision. Also on a Google web search type "concealed carry statistics" and you will get about 1,250,000 hits. Where are our Mayor and our Chief of Police getting their information? I could not find one stating that allowing concealed weapons by law-abiding citizens would raise crime rates that had not been successfully debunked.
Can You?

Please make an educated decision,
Jason Paine
6131 Aylesworth Ave.
Lincoln, NE 68505

<http://www.freemarketnews.com/Analysis/157/3773/2006-02-13.asp?wid=157&nid=3773>
<http://legallyarmed.com/decade.htm>
<http://www2.indystar.com/articles/1/161649-4651-092.html>
<http://www.kc3.com/CCWSTATS.html>
<http://www.beast-enterprises.com/ccw.html>



campjon@aol.com
07/08/2006 04:55 PM

To tgrammer@lincoln.ne.gov
cc
bcc
Subject Fwd: City spending

For City Council packet

Jon Camp
Lincoln City Council
City Council Office: 441-8793

-----Original Message-----

From: Jerrys FWI Mail <jwolf@farleywolfins.com>
To: campjon@aol.com
Sent: Thu, 6 Jul 2006 16:33:30 -0500
Subject: City spending

Please share the following with the mayor and council

I want to voice my concerns regarding the city budget. Governments need to run a budget just like a private company. In a private company if the revenue is not there, the only way to survive is to cut spending or to do a better job of marketing the wares the company produces. Governments for the most part just increase taxes.

Area to consider for spending cuts.

1. Fire department wages. From what I understand the Fire department has approx. 1/3 of the highest 200 paid employees in the city. The chief should be fired and replaced by a new leader or if he is kept, his salary reduced and a fiscal manager be hired. If he were a CEO of a private company he would be gone!!!!

2. Employee benefits. Health care and retirement are areas to look at. Please look at what is provided in the private sector and then compare private sector benefits to the city's. The retirement is way out of line. When the city matches \$2 for \$1 on employee contributions, this

is CRAZY!!!!

3. Marketing for new businesses is one way to increase the tax base. Most cities say what can we do to assist you in coming to our community. Lincoln says let me know what you want to do and we will let you know if you can do it. The fiasco with the mayor and WalMart was unbelievable. If she were not going to allow Walmart to build she should have said so up front, not on the tail end. The city planning board is not helpful at all to new businesses who want to build for expand. There is way tooooooooooo much red tape.

These are just a few things to look at. I was just shocked when the mayor said I have found a way to close the budget gap and it is all made up by ADDITIONAL TAXES!!!!!! I must say I am strongly looking at moving out of Lincoln due to the attitude of governments (city and school).

Jerry Wolf

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campjon@aol.com
07/08/2006 05:05 PM

To tom.amity@yahoo.com
cc tgrammer@lincoln.ne.gov
bcc
Subject Re: concealed weapons

Tom:

Thank you for your input.

Jon

Jon Camp
Lincoln City Council
City Council Office: 441-8793

-----Original Message-----

From: Tom McCormick <tom.amity@yahoo.com>
To: Jon Camp <jcamp@lincoln.ne.gov>; Jonathan Cook <jcook@lincoln.ne.gov>; Dan Marvin <dmarvin@lincoln.ne.gov>; Annette McCroy <amcroy@lincoln.ne.gov>; Patte Newman <pnewman@lincoln.ne.gov>; Ken Svoboda <ksvboda@lincoln.ne.gov>
Sent: Fri, 7 Jul 2006 17:55:08 -0700 (PDT)
Subject: concealed weapons

Dear Council,

I urge you to make it as difficult as possible for people to carry concealed weapons in the City of Lincoln.

My neighborhood (Near South) has gotten less and less safe during the eleven years since I moved to Lincoln. Not infrequently at night I can hear people shouting threats, racial epithets, challenges. I don't want it to be any easier for angry and restless people to carry concealed weapons.

Tom McCormick

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campjon@aol.com
07/08/2006 05:10 PM

To tgrammer@lincoln.ne.gov
cc
bcc
Subject Fwd: Attn:Jon Camp

Tammy:

You are welcome to add this to our packets.

Jon Camp
Lincoln City Council
City Council Office: 441-8793

-----Original Message-----

From: campjon@aol.com
To: Stanley.Oswald@molex.com
Sent: Sat, 8 Jul 2006 18:09:48 -0400
Subject: Re: Attn:Jon Camp

Stan:

Thank you for your email. My position at this time is to wait for one year to see the true effect of the Nebraska statute. I am fully supportive of the need for safe neighborhoods. The Nebraska statute has many safeguards that will thwart registration unless someone is truly interested in safely.

If I am wrong, in a year I will review the situation and take the appropriate steps.

Again, I sincerely appreciate your thoughts and concerns.

Jon

Jon Camp
Lincoln City Council
City Council Office: 441-8793

"Oswald, Stanley"
<Stanley.Oswald@molex.com>

To

[<council@ci.lincoln.ne.us>](mailto:council@ci.lincoln.ne.us)

07/07/2006 10:31

cc

AM

Subject

Attn:Jon Camp

Councilman Camp,

I strongly urge you to join the Lincoln Police Union in supporting the Lincoln concealed weapons ban being proposed by Mayor Seng.

As a Viet Nam era veteran, trained in the use of weapons, I feel very strongly that people carrying concealed weapons around our city has too many downsides and I disagree with your statement that the mayor is playing on people's emotions. This is too serious an issue to play politics with.

Here are too things that I hope you'll consider:

Guns are for hunting and target shooting, when not being used for such, they should be home locked in a secure gun safe.

I strongly believe that given the opportunity, people will not carry

concealed weapons with the hope of never having to use them, but rather will be looking for the first excuse to use them.

I think these are very mainstream, reasonable concerns, I hope you'll agree.

Best Regards,
Stan Oswald
2154 S 59th Street
Lincoln

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campjon@aol.com
07/08/2006 04:37 PM

To tgrammer@lincoln.ne.gov
cc
bcc
Subject Fwd: Your on the correct path!

Tammy--share with the Council regarding Budget deliberations

Jon Camp
Lincoln City Council
City Council Office: 441-8793

-----Original Message-----

From: Dick Oxley <rcoxley@alltel.net>
To: Jon Camp <jcamp@lincoln.ne.gov>
Sent: Fri, 7 Jul 2006 14:49:04 -0500
Subject: Your on the correct path!

Jon,

As a senior member of the council and the councilman from my district, I understand that you are considering running for Mayor. From what I have seen in the past and your thoughts on Mayor Seng's budget I think that you are on the correct path. Mayor's Seng's scare of entire closings of high profile areas and her comments that it would take painful cuts are reflective of what is wrong with our governmental units. As businessmen you and I realize that cuts and cutbacks are a fact of life. None are pleasant but are needed to keep the business going.

I believe Mayor Seng's budget taking full advantage of the revaluation is irresponsible and shows how out of touch she is with her constituents. From what I read, I really don't think that she cares!

As I understand it you will be coming out with your list of budget cuts to lower this high levy call! I'm looking forward to seeing your leadership in this area.

I believe that Cory Mach's increase of 3.5 percent which represents that attributable to new growth would be a good target to start with.

I believe a strong leadership in this budget area would give you a great start in looking forwards to the Mayor's position and it would be the correct thing to do for the heavily burdened taxpayers of Lincoln.

Dick Oxley
7525 South 36th St.
Lincoln, NE68516
402-423-1632

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campjon@aol.com
07/11/2006 01:09 PM

To tgrammer@lincoln.ne.gov
cc
bcc
Subject Fwd: Fire Department audit

For Council and Director's Agenda

Jon Camp
Lincoln City Council
City Council Office: 441-8793

-----Original Message-----

From: karoshea@yahoo.com
To: campjon@aol.com
Sent: Tue, 11 Jul 2006 11:53 AM
Subject: Fire Department audit

Mr. Camp:

I've been reading the articles concerning the Lincoln Fire Department, most recently the one this morning about the LPD being involved in an investigation into the purchase of the fire trucks. Although I have many friends who are firefighters in Lincoln, I agree with you that there needs to be a full performance audit. In my opinion, the Department seems to have an image problem. The financial management of the ambulance service combined with the issues associated with the purchase of the fire trucks leads one to conclude that there may be other improprieties associated with Chief Spadt's tenure. How will we ever know unless an independent team is allowed to investigate? The City Personnel Director, Don Taute, didn't score points with me by referring to a full audit as a "fishing expedition". It makes him seem defensive, as if his department had issues of its own. I hope you will continue to stay in this fight. ! Citizens of Lincoln want to be able to respect and support our city officials and departments. I will be honest and admit that I helped elect the present mayor. However, I am growing more disgusted each day by what others call "the good old boys network" in our city. Many of my friends feel the same way. We stand behind your efforts.

Thank-you.
Karen O'Shea

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[Check out AOL.com today](#). Breaking news, video search, pictures, email and IM. All on demand. Always Free.

Ryan T. and Karen M. Rowe
2320 Wesley Drive
Lincoln, NE 68512
(402) 476-5226

July 11, 2006

RECEIVED

JUL 13 2006

CITY COUNCIL
OFFICE

Mr. Jonathan Cook
City Council Office
County-City Building
555 South 10th Street
Lincoln, NE 68508

Dear Mr. Cook:

I am writing to you to ask you to look into possibly getting a stop light put in at Pine Lake Road and Helen Witt Drive. My husband and I live on Wesley Drive which is just off of Pine Lake Road and Helen Witt Drive near 27th Street. My husband and I work downtown and if we don't leave our house by 7:20-7:25a.m., turning left onto Pine Lake Road is next to impossible. I believe a traffic light is needed at the intersection of Pine Lake Road and Helen Witt Drive for several reasons.

1. Some of the traffic is due to Scott Middle School. There is a lighted cross walk about a block or so to the west. Wouldn't a traffic light/school crossing at the intersection of Pine Lake Road and Helen Witt Drive be better?
2. There are cars that park on Helen Witt Drive near that intersection from the Wood Bridge Apartments and Townhomes. The cars are parked much too close to the corner, mostly on the west side, but frequently on both sides of Helen Witt Drive, making it hard for traffic to go in both directions. Also because Helen Witt Drive curves right after the intersection with Pine Lake Road, having cars parked near that intersection causes difficulty seeing cars coming from the other direction.
3. There is new development including a church and other businesses beginning at that intersection which will be increasing traffic to that area.

This area of town is developing quickly, as more houses are built and sold, the traffic is only going to increase. Helen Witt Drive is one of the major streets in that neighborhood, as is Pine Lake Road. I think the addition of a stop light to this intersection would make traffic flow much more efficiently. Thank you for taking the time to read this letter and look into the problem. If there is anything else I can do, please feel free to contact me. Thank you.

Respectfully,

Karen M. Rowe

Karen M. Rowe



PipCompany@aol.com

07/07/2006 04:23 PM

To council@lincoln.ne.gov

cc

bcc

Subject concealed weapons

I support Mayor Seng with regards to keeping concealed weapons out of Lincoln.

Thank you.

Pippa White Lawson
2240 Lake St.
Lincoln, NE 68502
477-6914



"pathenry"
<pherry@neb.rr.com>
07/09/2006 06:32 PM

To <council@lincoln.ne.gov>
cc
bcc
Subject Concealed weapons.

I do hope you will give short shrift to the Mayor's proposal to have Lincoln opt out of the new Nebraska concealed weapons law. I have heard the Mayor speak on this subject several times, and I believe she has a tremendous fear of weapons, a fear that seems to be directed more at law abiding residents than those who are illegally running around town today with guns, knives, etc. on their person or in their vehicles. It appears to me that when currently people with weapons are apprehended, it is usually after a bank or retail store has been held up, and the concealed weapon charge, if filed, is given away in plea bargains. If the penalty is one that is bargainable, perhaps it is too light or too hard to prosecute and that the penalties should be increased and ambiguities, if they exist, be corrected. When I have suggested this to the Mayor, she has said that that is for the legal people! Why can she not give this some thought and discuss this with the City and County Attorney's offices and not just close her mind to the possibility of legal, law abiding people having this right and exercising it? It is my understanding the new law is harder on violators, but perhaps more could be done there.

I am also concerned about Chief Cassidy's comments about some of the people who have received purchase permits in the past. I thought some of the examples he cited were reasons for refusing to issue a permit in the past and would be under the new law, and the new law does, as it has been explained to me, allow a more thorough background check than might be performed today. Here again, if this has been a problem for some time to the Chief, why has not he (and other law enforcement officials who have also noted that a problem might exist) brought it to the attention of you on the City Council or to our State Senators in an effort to strengthen the background checks or increase the circumstances that would prohibit the acquisition of weapons and the subsequent problems the Chief describes.

The new law does not change the current process of purchasing a gun. If a person was not concerned about carrying a concealed gun, he could still apply for a permit to purchase and have it issued in a few days, just as happens now. If the applicant is one that falls under the Chief's concern, he (or she) could still obtain the permit, buy a gun, and go use it in any way desired, and ignore the new law. Only law abiding people are apt to follow the law, and the problem we now have will continue unless the concealed carry laws are enforced against those who violate it.

To be fair, I must tell you that I do own a few guns, including hand guns. I have passed Chief Cassidy's background check several times (but have used the purchase permit only once), Have never carried concealed and have no current intention of doing so. But I would very much like to have that option if the need should arise.

Thanks for your consideration of my thoughts.

Patrick J. Henry
1460 buckingham Dr.
Lincoln, NE 68506
402-488-8098



"glenn andersen"
<glennandersen0345@hotmail.com>

07/09/2006 08:01 PM

To mayor@lincoln.ne.gov, council@lincoln.ne.gov

cc

bcc

Subject Congratulations

Dear Mayor and City Council,

Let me preface my remarks by saying that I have consistently been a strong supporter of our city government in Lincoln and a strong supporter of assuring that our important city government functions are properly funded.

Congratulations on having the courage to call for the resignation of our former Fire Chief. I have become increasingly disturbed by the fact that the city is having to cover substantial shortfalls in the budget resulting from his obvious mismanagement of the ambulance service. He has clearly been "conning" the Mayor's Office and the City Council for years and I was very disturbed that we were considering increases in the city budget while doing nothing to correct that situation. In my opinion, his involvement in the purchase of new fire engines borders on criminal. He obviously has been more interested in playing politics, trying to increase his influence, and feed his own ego than he was in providing a real service to the citizens of Lincoln. His departure is long overdue. I know that this type of action is difficult, particularly in the public sector, and I commend you for having the courage to do what was right. Given his track record, I would suggest that this might be an opportune time to take a very close look at the cost effectiveness of the fire services in Lincoln and anything else for which he has had any management responsibility.

I thank you for your public service to the citizens of Lincoln.
E. Andersen

Glenn

3401 Otoe Street

Lincoln, Nebraska 68506

Phone 488-1797



"Holly Ostergard"
<haostergard@hotmail.com>

07/10/2006 11:41 AM

To council@lincoln.ne.gov

cc

bcc

Subject 2nd email/Agenda item 06R-123 for July 10 Council meeting

To the Lincoln City Council Members,

My name is Holly Ostergard, My family and I live at 7001 Stevens Ridge Rd.

I am emailing you regarding the sections of sidewalk that is being ordered to be constructed between Old Cheney and Hwy2 along BOTH sides of 70th.

Both pastors from Sheridan Lutheran and The Berean Church appeared before you on June 26 asking for their respected sides to be excluded from the above resolution, Sheridan Lutheran on the west and Berean on the east.

There are only and only will be two housing divisions between Old Cheney and Hwy 2. Edenton South on the east side of 70th and South Fork on the west side.

ES presently has a sidewalk which nicely connects to the hiker biker sidewalk going north and west and will eventually go east once that portion of the hiker biker sidewalk is completed.

South Fork which is located on the west side of 70th has no access to a sidewalk from their division. I do not mean to speak for them. I have had no conversations with any of their residence. This is only an assumption, but I would assume they (along with the city) would like to at some point see this division connected to the city sidewalk system.

By now you are wondering why I am again writing and how this effects my property. Our property, 3 acres sits on the east side of 70th. There are 5 acreages that back up to 70th between the termination of the sidewalk leading in to our subdivision Edenton South and Hwy 2.

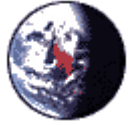
I am questioning the need of a sidewalk on BOTH sides of South 70th.

As you know from my prior appearance before you and email, I am opposed to the duplication of sidewalks just for uniformity sake. In a city where there is not enough funding to repair even 1/4 of the present sidewalk repairs, and a government that because of funding constraints must go to a no frills budget, I STRONGLY QUESTION THIS DUPLICATION.

Public works may have some documentation or see some long term need for at least a side walk on one side of 70th, but both is not necessary and a waste of tax payers monies

I would suggest to you that if you see the need for a sidewalk along 70th between Old Cheney and Hwy 2 that it be on the WEST SIDE ONLY, so as to connect South Fork into the sidewalk system. To duplicate this on my side the east is not a wise use of time and recourses.

Thank you again for your consideration, Holly Ostergard



"Nadine Condello"
<Nadine@HBAL.org>
07/10/2006 11:54 AM

To <council@lincoln.ne.gov>
cc
bcc
Subject Copper and Aluminum Thefts

City Council Members:

Our industry has a lot of concern about the metal thefts going on in Lincoln. The Journal Star had a timely article today about this problem. I hope that the city can find a quick way to help resolve this as a lot of the subcontractors are being affected. In the end, this will affect the price of housing and it certainly makes life more difficult for people trying to do their jobs.

I'm not sure whether today's article will deter or inspire the thieves. Quick action by the city to track the thieves and to make stealing from job sites more difficult would be appreciated. Let us know what we can do to help.

Thanks,

Nadine S. Condello
Executive Vice President
Home Builders Association of Lincoln
6100 S 58th Street, Suite C
Lincoln, NE 68516
Phone: 402-423-4225
<http://www.hbal.org>



"Jerrys FWI Mail"
<jwolf@farleywolfins.com>

07/11/2006 08:20 AM

Please respond to
<jwolf@farleywolfins.com>

To <mayor@lincoln.ne.gov>

cc <council@lincoln.ne.gov>

bcc

Subject Concerns

If Mayor Seng was faxed a concern about the fire trucks meeting specifications in January of 2006, as reported by the Journal Star today, she should have made sure the trucks were correctly inspected at that time, even hiring an independent inspection if no persons had the ability to provide the inspection correctly who worked for the City. With the rebid due to specifications and then the email expressing concerns on the specifications, this should have been a wake up call. With the mayor forgiving the appox. \$500,000 in late fees without notifying the council and then things like Walmart on 84th, brings up concerns about possible motives. The whole administration maybe needs to be investigated by an independent source to ensure public confidence again. The investigation would either prove nothing was underhanded or it would uncover problems. Either way the citizens of Lincoln deserve know what is going on and only by an investigation can public confidence be restored.

I urge both the mayor and the council to call for independent investigations by sources not affiliated directly with the City. It is not that I do not trust Chief Cassidy, but an investigation by the State Patrol or some other entity would ensure no questions about influence from the City administration.

Thanks for your time.
Jerry Wolf



RAYFIALA@aol.com

07/11/2006 12:24 PM

To jcamp@lincoln.ne.gov

cc council@lincoln.ne.gov

bcc

Subject fire trucks

As a resident and taxpayer in Lincoln since 1962 I am very concerned with how the purchase of the fire trucks was handled. Please follow up very closely on the inquiry on what may have taken place between the mayor office and the fire department and what may have taken place between the fire department and EDM. Thank you.
Sincerely, Raymond Fiala 7211 Glynoaks Drive, Lincoln, Ne. 68516



RAYFIALA@aol.com

07/11/2006 01:53 PM

To council@lincoln.ne.gov

cc

bcc

Subject fire trucks

As a resident and taxpayer in Lincoln since 1962 I am very concerned about how the purchase of the fire trucks was handled. Please follow up very closely on the inquiry on what may have taken place between the mayor's office and the fire department and between the fire department and EDM concerning this issue. Thank you.
Sincerely, Raymond Fiala 7211 Glynoaks Drive, Lincoln, Ne. 68516



"Mark"
<markd@inebraska.com>
07/11/2006 02:32 PM

To <mayor@lincoln.ne.gov>
cc <council@lincoln.ne.gov>
bcc
Subject Colossal government energy waist and Lincoln in Decline

Mark Dietel
7330 Beaver Creek Ln
Lincoln, NE68516

City of Lincoln
Mayor's Office
Public Works Director
Editor of LincolnJournal Star

Re:Energy Conservation and Colossal government waist

Dear honorable Mayor Don Wesely and public works director Allan Abbott,

Good day to you. We are all aware that energy and the cost of it have dominated the headlines this past year. Gasoline is over \$3.00 a gallon and it can easily cost well over \$200 a month to heat the average home. Consumers are advised to reduce consumption by changing driving habits, drive smaller cars, and get by with less heating and air conditioning.

A few weeks ago while coming into Lincoln along 84th street from Highway 6, couldn't help by notice the thousands of street lights blazing away, hundreds of thousands of kilowatts just wasted into the wind, and for what? These lights burn all night, when there is virtually no traffic. Worse are the new street lights going up along Pine Lake Road. It's bad enough to plow

a 6-lane highway through an established residential neighborhood, then to add insult to injury erect huge street light towers on both sides of the street which are literally standing in people's yards. This detracts from home values, creates what is known as "light pollution", and cost tax payers money. Certainly the negatives far outweigh any upside, what ever that might be, to the endless rows of street lights that line residential streets. We citizens and consumers are asked to cut back, yet government continues to waste like there is no tomorrow!

About 20 years ago Lincoln was renowned for its quality of life, and even appeared in Fortune magazines top ten places to live. Now it's just another "big city" with big city crime, the nations highest taxes and pounding car stereos booming at all times of the day and night. Listen to the Mayor (with all due respect) and it seems like the only thing he cares about is growth – the bigger, the faster the better. Unfortunately I would never recommend Lincoln to anyone, not anymore. Mr Mayor, MOST OF US DON'T WANT LINCOLN TO BECOME ANOTHER CHICAGO, OR EVEN OMAHA! Get out there and communicate with the folks instead of thinking about what you can put your name on. Ask the people that live along Pine Lake Road what they think about the street lights!!! Ask them what they think about the high taxes that pay for them!

I have written the city council and mayors office about the problem of booming car stereos several times, and have not even been afforded the courtesy of an acknowledgment! Even in the "quiet" upscale Aspen division South of Pine Lake road hardly an hour goes by without having the windows rattling from booming car stereos played at absurd volumes. Our family does not even consider going downtown or in the 27th street area on weekends because it has gotten so bad. Do you want your six year old to hear about "\$ucking #itches" blaring from a car stereo so loud you could have hearing damage? Maybe you don't care, but I do!

Sincerely,

Mark Dietel



Paul Haith <phaith@alltel.net>

To council@lincoln.ne.gov

cc

07/12/2006 09:29 AM

bcc

Subject Fire Trucks

I requested some time ago that you consider asking the State Auditors office to look into the fire truck purchasing issue. Now it is time for you to use your power to request an outside investigator to look into this matter. All due respect to Chief Cassidy, he still answers to the Mayor, and the Mayor will only report what she deems necessary. In order to regain some respect for the City, we need to have answers, not only to the issues of purchasing the fire trucks, we need answers to the waiving of the late fees as well. I also would like to give cudos to Jon Camp for his tenacity in pursuing this issue.

Paul Haith
2010 S. 80th St.
Lincoln, NE 68506
489-0093

1
I am a former employee of NEBRASKA BOILER 6940 CORNHUSKER HWY
LINCOLN NEBRASKA 68507....a company that makes claims of 0_tolerance
when it comes to the nature of DISCRIMINATION...unless you are
MUSLIM

ONE percent of Americas population is MUSLIM...Soldiers included
We as Americans have guidelines..Federal..State..and Employer,
on conduct while on the WORKFORCE

I brought to the attention in 2004 of a problem thruout the
plant of MUSLIM BASHING to HUMAN RESOURCES rep Jennifer Reitz
who at this time didnot want to here of it.

and as I kept trying to bring this problem to her she would
constantly get off the subject until I was shuffled out of her office

Thruout 2005 the basking continued ...and I tried to bring this
matter to her...and she would avoid me

After 6 years I left NEBRASKA BOILER or NBC....And I wrote theCEO
of NBC telling him of the problem ...I waited for an answer for over
30 days....then I wrote there CORPORATE owners who refered the matter
CLEEVER BROOKS of WI. ENCLOSED is there reply...this I would say
was a gutless answer

I then wrote to CLEEVER BROOKS in a 3 page letter of the code of
conduct concerning this matter ...its been over 30 days and no reply

In each letter sent...and frontal confrontation I gave an example
of the bashing that has been going on for the last 2 years

SAND NIGGERS...TOWELHEADS...CAMEL JOCKIES...GATHER ALL OF THEM UP
IN AMERICA PUT THEM ON A SHIP ..LET THE NAVY HAVE THEM FOR TARGET
PRACTICE.....NUKE EM.....this is a sample

All I wanted was to put a stop to this....THIS must be how NBC
must really feel about some of there coustomers

About NBC ..in the 6 years of my employment...a shop crew of
around 100 people...a turnover rate of nearly 300 people
good pay but a prejudice atmoshere...the office caters to a certain
group of people...causing unrest in the shop but this is another issue

A few years back the owners of NBC sent a rep down to give a class
on 0-tolerance....and in closing said ..at any time even a hint
of discrimination...by all means go directly to the company H.R.
so we can stop the matter

WORDS JUST WORDS

DAVID W WOODRUM
6818 PLATTE AVE
LINCOLN NE 68507

RECEIVED

JUL 11 2006

CITY COUNCIL
OFFICE

HUMAN RESOURCES

ERIC J. MASTER, Director

05/12/06

Mr. David W. Woodrum
6818 Platte Ave.
Lincoln, NE 68507-1461

Dear Mr. Woodrum,

Thank you for your letter. Your interest in Nebraska Boiler being able to do its best is very much appreciated.

This company wants to have a workplace that people prefer to go to, and not just a place to work. If we are going to realize that vision, Nebraska Boiler has to pay attention to exactly the kinds of concerns that you have raised.

Although I've been to Lincoln a few times, I don't know if we happened to meet. I thank you for taking your time to give us your feedback. There are not enough people who generously and willingly give their time and attention toward making things better. Speaking out and expressing your view, and encouraging changes for the better – that is the best of "the American way." I'm glad you are that kind of person.

I will keep in mind the situations you described. We do have company "diversity training" from time to time, to teach supervisors how to prevent harassment, discrimination, and prejudiced behavior.

I am glad that we have recently assigned a very capable man as Plant Manufacturing Manager in Lincoln. He has good insights and understandings as to how people can work more effectively together.

David, I hope you are doing well, and I thank you again for providing us your thoughts and information.

Sincerely,
Cleaver-Brooks, Inc.



Eric J. Master

RECEIVED

JUL 11 2006

CITY COUNCIL
OFFICE

Letter #1 discribed briefly what has gone on at NBC
Letter # 2 is the answer Cleever Brooks gave in a
....beat around the bush fasion.....

I do understand the once in awhile slip of the tongue
it happens....but since I believe no MUSLIMS work at
NBC..then why stop or look into the slander
let it go on whos to complain? so I will!!!!

I mentioned to both HR reps at NBC that I had relation
of this faith....this was at other times...and the subject
was changed avoided

Finding this place undesirable after nearly 6 years of
employment I walked out in disgust last January

I thought very carefully of this matter before I wrote
to both of these co.

but being ignored by the CEO of NBC..who I concider a
person of no intestenal fortitude
and getting an answer from there owners
after what I wrote to them
there answer was also gutless

If NBC chooses to hire...fly by night employees people
who talk like they are back home on the block and not in
a 21 century workplace....where ETHNIC backgrounds are
to be respected....all backgrounds...then a ~~0600000~~ proper
HUMAN RESOURCE TEAM should be there to HONOR all LAWS

...POLICIES.....and GUIDELINES ...and ENFORCE THEM
SO I ...who only wanted this to be taken to issue since I
brought it up to NBC H.R. so it could be stopped
SEEK discipline to the H,R. of NBC

so I write and I have a full book of stamps to my (I AM A VOTER)
elected officials ..hoping they will confront this issue
in any way they see fit to correct this matter

THAT the OWNERS of NBC gain the trust of the AMERICAN workplace
and take action and enforce these rules

I wonder how many MUSLIMS are in uniform? defending these
Corporations way of life?

letters will also be sent to MOSQUES ...J and STAR

THANK YOU...DAVID W WOODRUM ...AM...LEGION....D.A.V. member
FLAG PROTECTION ADVOCATE....RACE RELATION ACTIVIST

RECEIVED

JUL 11 2006

CITY COUNCIL
OFFICE

AITKEN HAZEN HOFFMAN AND MILLER
ARCHITECTS AND ENGINEERS

1340 GARBER AVENUE
LINCOLN, NEBRASKA
68521 Tel. 476-8883

July 8, 2006

ARCHITECTURAL, ELECTRICAL,
MECHANICAL, STRUCTURAL,
FEASIBILITY STUDIES, CIVIL,
LANDSCAPE & CITY PLANNING

HUNTERS POINTE TOWNHOMES

JUL 13 2006

CITY COUNCIL
OFFICE

To Whom It May Concern:

My wife and I are owners of a home at 4208 Bel-Ridge Drive which backs up to lots 19, 20 and 21, Block 5 of Hunter Pointe townhomes.

We are very concerned about the amount of dirt cut to the rear of lots 16 thru 22, Block 5.

The cut is about 10 to 12 feet deep starting at five feet from the property line and is very very steep.

The special permit No 05050, Resolution No. 00973, page 6 (copy enclosed) for Hunters Pointe Townhomes indicates that theirs would be a rectangular wall no closer than ten feet from the west property line and that the 10-15 foot distance from the property line shall be landscaped with bushes and trees.

I request that this would be taken under immediate advisement and that a cross section detail be made and the dirt would be replaced to reflect the resolution. This item came about because I and others appeared before the City with this problem and that the former covenants of the double wide court had a 25 foot space for landscape at the rear property along Bel-Ridge Drive.

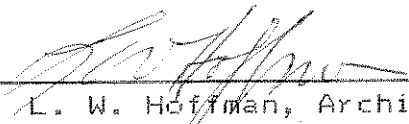
It was told at the city meetings that the cut would only be a very few feet (not 10 to 12 feet).

I have been told that the city planning and the city building inspection office have no power to check into this matter and it appears to slip through the cracks.

The owner said they will take care of it. I DON'T BELIEVE IT! I need to see a profile behind my property. HELP! HELP!

Sincerely yours,
AITKEN HAZEN HOFFMAN AND MILLER, P.C.

By


L. W. Hoffman, Architect/Engineer

LWH/pks
Enclosure

N. BRUCE HAZEN
Architect AIA

L.W. HOFFMAN
Architect AIA
Prof. Engineer

RICHARD G. MILLER
Architect AIA



FIELD



7/2

Looking North at rear end of our property showing 11' cut within 3' of property line.

Looking South at rear of our property 11' cut and not the 10' setback called for in special Permit NO 5050



FIELD



7/2

Look South at my property line with 11' cut which owners rep. said would only be 6' or 7' which starts 3' to 5' from property line NOT 10' as called for

Looking South at my property line. 11' drop starting 3' to 4' from property line NOT the 10' it calls for

7-12-

Photos by L.W. Hotsel

RESOLUTION NO. PC-00973

SPECIAL PERMIT NO. 05050

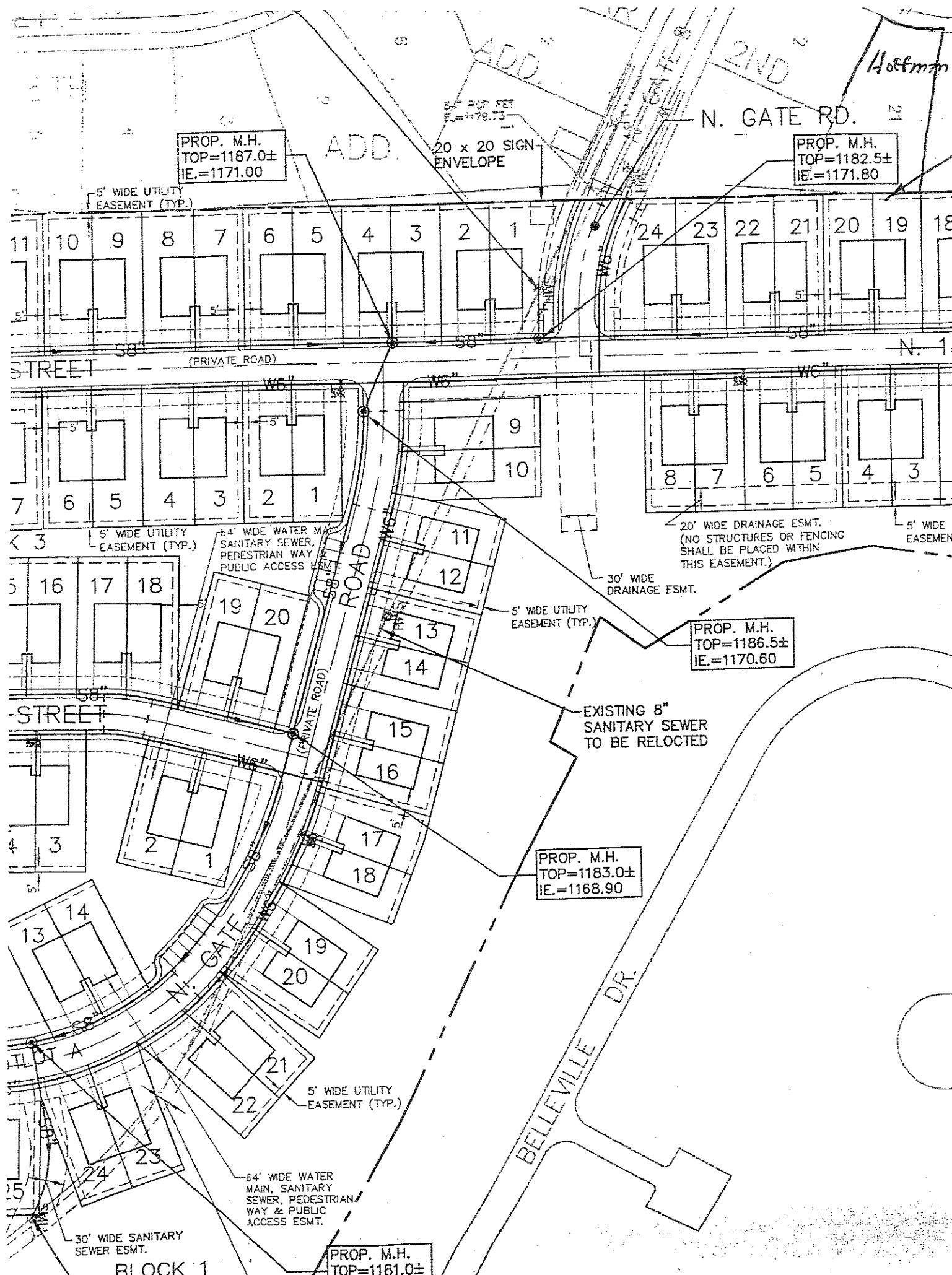
1 WHEREAS, Mark IV Investments Inc. has submitted an application designated
2 as Special Permit No. 05050 for authority to develop Hunters Pointe Townhomes Community
3 Unit Plan for 116 townhouse units, together with requested waivers of the Zoning Code, Land
4 Subdivision Ordinance, and City of Lincoln Design Standards to waive the required minimum lot
5 width for Lots 15-28, Block 4, and block length for N. 18th Street, to allow sanitary sewer
6 running against street grade, to waive the required front yard setback for Lot 1, Block 4 and Lot
7 24, Block 5, and to waive the minimum lot area for Lots 11-20, Block 1, on property generally
8 located at North 20th Street and Superior Street, and legally described as:

9 Lot 125 I.T. and a portion of vacated Benton Street in the
10 Northwest Quarter of Section 12, Township 10 North, Range 6
11 East of the 6th P.M., Lincoln, Lancaster County, Nebraska, and
12 more fully described as follows:

13 Beginning at the southwest corner of Lot 9, Paul VI Heights
14 Addition or the northwesterly corner of said Lot 125 I.T.; thence
15 south 88 degrees 42 minutes 23 seconds east, (assumed
16 bearing), on the northwesterly line of said Lot 125 I.T., a distance
17 of 211.10 feet; thence south 01 degrees 17 minutes 37 seconds
18 west, 73.26 feet; thence south 37 degrees 05 minutes 00 seconds
19 east, 143.43 feet; thence south 07 degrees 21 minutes 26
20 seconds east, 133.51 feet; thence south 30 degrees 21 minutes
21 33 seconds west, 47.03 feet; thence south 61 degrees 51 minutes
22 41 seconds east, 68.58 feet; thence north 82 degrees 21 minutes
23 58 seconds east, 125.22 feet; thence south 02 degrees 49
24 minutes 47 seconds west, 53.86 feet; thence south 54 degrees 54
25 minutes 45 seconds west, 45.14 feet; thence south 75 degrees 09
26 minutes 08 seconds west, 14.94 feet; thence south 28 degrees 11
27 minutes 49 seconds west, 41.80 feet; thence south 57 degrees 11

- vii. Add a note that states, "Signs shall comply with Section 27.69 of the Lincoln Municipal Code."
- viii. Show how access shall be provided to Outlot C & F.
- ix. Make corrections to the satisfaction of Watershed Management.
- x. Make correction to the satisfaction of Public Works & Utilities-Engineering Services.
- xi. Provide a shaded seating area in conjunction with the tot lot.
- xii. Provide a ½ court basketball pad to address recreation needs.
- xiii. Substitute Summershade Maple with Autumn Blaze Maple.
- xiv. Show an enlarged detail of the recreation area.
- xv. Connect Thomasville Ave. to N. 18th St. or provide a connection through the property to the north to Superior Street. None of the six buildings (12 units) furthest to the north shall be built until one of the above connections is made.
- xvi. Add a note to the site plan reflecting a minimum of a 40' rear yard between the buildings and the west and south property lines.
- xvii. Add a note to the site plan to reflect that the transition of the grade from the existing single family dwelling lots located west of the development will be accomplished with an approximately 3-4 foot retaining wall located no closer than 10 feet from the west property line. The western 10 feet as reflected on the site plan, including the 10-15 foot distance between the west property line and the retaining wall, shall be landscaped with bushes and trees.
- b. Have an approved administrative amendment to Special Permit #499 that revises the boundary of Special Permit #499.
- c. Ornamental street lights for private roadways and pedestrian way easements are approved by L.E.S.
- d. The construction plans comply with the approved plans.
- e. Final plat(s) is/are approved by the City.
- f. The required easements as shown on the site plan are recorded with the Register of Deeds.

3. Before occupying this community unit plan all development and construction is to comply with the approved plans.



BEL-MAR

5' WIDE PUBLIC ACCESS ESMT.

5' WIDE UTILITY & PUBLIC ACCESS ESMT.

5' WIDE UTILITY EASEMENT (TYP.)

5' WIDE UTILITY EASEMENT (TYP.)

BLOCK 5

OUTLOT F

STREET

OUTLOT A

(PRIVATE ROAD)

18' ACP PES PL-12/14/15

64' WIDE WATER MAIN, SANITARY SEWER, PEDESTRIAN WAY & PUBLIC ACCESS ESMT.

BLOCK 1

OUTLOT B

Hunters Point

(EXIST. PRIVATE ROAD)

BELLEVILLE DR.

(EXIST. PRIVATE ROAD)

THOMASVILLE AVE.

(EXIST. PRIVATE ROAD)

N.

**ADDENDUM
TO
DIRECTORS' AGENDA
MONDAY, JULY 17, 2006**

I. MAYOR -

1. NEWS RELEASE - RE: Mayor Seng's Public Schedule Week of July 15 through 21, 2006-Schedule subject to change.
2. NEWS RELEASE - RE: Mayor Urges Public To Conserve Water.

II. CITY CLERK - NONE

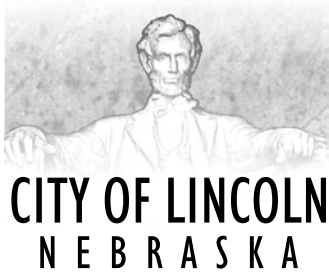
III. CORRESPONDENCE

A. COUNCIL REQUESTS/CORRESPONDENCE - NONE

B. DIRECTORS AND DEPARTMENT HEADS - NONE

C. MISCELLANEOUS -

1. Letter from LIBA Board of Directors & LIBA Budget Monitoring Committee - RE: City 2006-07 Budget (Council received during 'Council Informal Budget Meeting' on 7/17/06).
2. E-Mail from Renee Malone, Past President Clinton Neighborhood Org. - RE: Proposal of fee increase for downzoning-Vote against this proposal.
3. E-Mail from Debbie Schroeder - RE: Bike lanes downtown.



NEWS ADVISORY

MAYOR COLEEN J. SENG

lincoln.ne.gov

Date: July 14, 2006

Contact: Diane Gonzolas, Citizen Information Center, 441-7831

Mayor Seng's Public Schedule **Week of July 15 - 21, 2006** *Schedule subject to change*

Saturday, July 15

- Lincoln Literacy Council awards ceremony, present Mayor's Award for Literacy - 12:30 p.m., Auld Recreation Center, Antelope Park

Sunday, July 16

- Nebraska State Fair Thoroughbred Horse Racing, present trophy for Capitol City Futurity - 4:45 p.m., Grandstand, State Fair Park

Monday, July 17

- Dedication of Government Square Fountain - 4 p.m., northwest corner of 10th and "O" streets

Tuesday, July 18

- Donate blood - 7:45 a.m., Community Blood Bank, 84 and "O" streets
- KFOR - 12:30 p.m., 3800 Cornhusker Highway
- FIRST (For Immigrants and Refugees Surviving Torture) Project Open House - 4:30 p.m., 1000 "O" Street

Wednesday, July 19

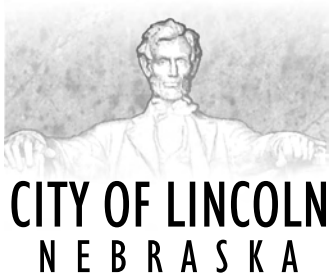
- National Association of Commissions for Women, remarks - 2:15 p.m., Holiday Inn Downtown, 941 North 9th Street
- NeighborWorks reception for Ken Wade, CEO of NeighborWorks America - 5 p.m., Apothecary Building, 140 North 8th Street

Thursday, July 20

- News conference for Kindergarten Kick-off - 9:30 a.m., Eiseley Library, 1530 Superior Street
- Aster Mini-Park dedication, remarks - 5 p.m., N.W. 8th Street and Aster Road, Fallbrook Neighborhood
- National Association of Commissions for Women, Key to City to speaker Jeff Lewis - 6:30 p.m., Holiday Inn Downtown, 141 North 9th Street

Friday, July 21

- Barbecue for City-County Food Bank drive - noon, P.O. Pears, 322 South 9th Street
- Dedication of Boosalis Trail connector, remarks - 7:30 p.m., Pinnacle Bank, 5651 E. 59th Street



NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

FOR IMMEDIATE RELEASE: July 14, 2006

FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831

Jerry Obrist, Lincoln Water System, 441-7571

John Miriovsky, Lincoln Water System, 441-5932

MAYOR URGES PUBLIC TO CONSERVE WATER

During the next week to 10 days, local high temperatures are predicted to remain around 100 degrees with very dry conditions. The City of Lincoln encourages business and residential water customers to follow the City's voluntary outdoor watering restrictions to conserve water.

Property owners with street addresses ending in even numbers (including zero) are asked to limit outdoor water use to Wednesdays, Fridays and Sundays. Those with addresses ending in odd numbers are asked to limit outdoor watering to Tuesdays, Thursdays and Saturdays.

"Since flow is decreasing in the Platte River, the City's primary water source, it is very important that we do all we can to conserve water," said Mayor Seng. "Following the designated day schedule for outdoor watering and car-washing will make the biggest difference." River flows are currently at the same rate as they were in 2002, the last time that the City had mandatory restrictions on outdoor water use.

Jerry Obrist, Chief Engineer for the Lincoln Water System (LWS), said water usage has topped 74 million gallons per day this year. Water usage in June averaged about 56 million gallons a day, compared to an average daily usage of 47.5 million gallons in June 2005. Water usage in June 2006 was the fourth highest monthly total and the rainfall in the same month was the fourth lowest monthly total on record for Lincoln.

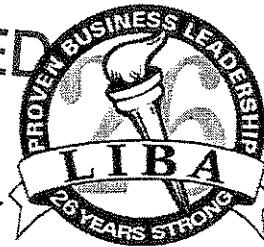
The public can track daily water usage on the City Web site at lincoln.ne.gov (keyword: water). The site also includes suggestions for water conservation, the City's Water Management Plan and water rates. LWS water rates are structured to encourage conservation -- those who use more water are charged a higher rate.

To: Members of the Lincoln City Council
From: LIBA Board of Directors
LIBA Budget Monitoring Committee
Date: July 13, 2006

RECEIVED

JUL 17 2006

CITY COUNCIL
OFFICE



On behalf of LIBA, I want to thank you for the time spent by many members of this council and by members of City staff in discussing the details of the 06-07 budget. Specifically, we wish to thank Steve Hubka for answering LIBA's Budget Monitoring members' questions. LIBA members desire to understand how our government can best use citizen dollars. LIBA members are committed to assist you in this budgeting process by being well informed and thus able to offer reasoned advice.

Over the last ten years, LIBA has followed a basic financial principle when evaluating proposed yearly expenditures by the City of Lincoln, Lancaster County and Lincoln Public Schools: *Government expenditures from one year to the next should not exceed the percent increase of inflation plus growth of the community.* Unfortunately, this basic financial principle is based on the theory that significant revenue shortfalls would not be experienced from the City. For the upcoming year, this formula simply will not work.

LIBA appreciates the attempt by the Mayor and City staff in proposing a 2.2% budget increase that – on its face – would appear to be half of the amount under our normal fiscal principle. However, we believe – after a thorough review – that the actual budget increase is higher than represented due to some changes from historic budgeting practices.

For the first time in our City's history, we have budgeted for employee vacancy. This creates a somewhat misleading \$640,000 in savings from our previous budget. While we neither support or oppose this change, it may create a budgeting issue for future Mayors and does not provide an apples-to-apples comparison when reviewing previous budgets.

LIBA is also concerned that an unreasonable \$1 million reduction in the capital improvement budget. This shift of dollars will only hurt our infrastructure needs.

LIBA views the shortfall in projected sales tax revenue, the chronic frustration created by the city-run ambulance service losses, and the critical grades from Angelou Economics pertaining to openness to future growth, as signals that a better, more comprehensive approach to future city planning is needed. Especially during this period of decreasing sales tax revenues, expenditures should focus on the essential needs of the city and on promoting growth.

Cost reductions are not easy. Prioritizing is not easy. However, shrinking sales tax revenues are not easy and require action. With that in mind, LIBA makes the following recommendations that reflect our desire to help steer the city back toward increased prosperity for us all:

1. Reducing the employer match for the City of Lincoln Employees Retirement Plan to equal a 100% match of employee contributions at all levels, rather than the current match that equals or exceeds 200% of the employee contribution under the current plan. This change, if enacted for all members of the Employees

Retirement Plan (which does not include Firefighters or Policemen) would save the City over \$3.3 million for the coming budget year. Most private sector employees would consider a 100% (or 1-to-1) match a very generous benefit. Our legal review finds that this move is possible for "M" class, LCEA, and the Transit Union. We would need further time to investigate the NAGE contract. Since the Transit Union contract is expiring next month, such language should be included in that contract.

2. Budgeting sales tax revenues to increase at 4.0% rather than the Mayor's proposed 2.5% sales tax revenue increase. We are concerned that the city may be budgeting low revenue increases to justify taking the entire property tax valuation increase. We recognize that this last year has resulted in lower than projected sales tax revenue, but note that Lincoln is alone in experiencing this decrease in revenue. Since Mr. Hubka has noted that sales tax revenue typically increases from 4% to 7%, this seems a reasonable projection for the coming budget year. If sales tax revenues continue to lag, and growth is below 4%, we believe reserve funds should be used to make up the deficit. This strategy will add an additional \$825,000 in revenue for budget purposes and establish a modest annual goal for future city administrations and councils.
3. Eliminating unnecessary positions in City Hall, though never easy, should be done this year. The Mayor did eliminate the equivalent of eight full-time positions, but not one full-time employee was actually removed in her budget. LIBA has identified eight positions for elimination during this budget shortfall:
 - a. The LFR Public Information Specialist position was created with federal grant dollars that are no longer available. We see no justification for continuing this position within LFR.
 - b. The Community Development Program Specialist position within the Urban Development department that ceased to receive grant funding for this proposed budget.
 - c. The Federal Lobbyist position paid for with City funds does not appear to be essential. LIBA believes that someone within the Lincoln Chamber of Commerce should be able to meet these needs.
 - d. The Ombudsman position is a non-essential position that could be performed by other, existing staff members. LIBA notes that the City Council has one Administrative Assistant, while the Mayor's office has two Senior Office Assistants, one Executive Assistant, and four Administrative Assistants in addition to the Ombudsman. We believe the seven other administrative staff members can sufficiently absorb the duties currently performed by the Ombudsman.
 - e. Three engineers were added to the city staff in anticipation of the Street, Roads and Trails Bonds being passed. Despite the failure of that bond measure, those positions have not been eliminated. We believe that given the reduction in street and road projects coupled with the failure of the bond justifies the elimination of these positions.

By eliminating the seven positions shown above, the City can save approximately \$488,000 in salary and benefits.

4. LIBA believes that eliminating non-essential trips in city vehicles could significantly reduce the city fuel budget. These non-essential trips include grocery shopping in city owned vehicles. Prioritizing fuel savings and prohibiting further non-essential driving in city vehicles should result in material savings.
5. The Mayor has created an indirect subsidy for EMS. The proposed budget calls for the City to fund a portion of the EMS, Inc. budget from General Fund dollars. EMS, Inc., the oversight entity for the ambulance service, was created with the understanding that should be paid from ambulance service revenues rather than from the general fund as was envisioned when EMS, Inc. was created.
6. LIBA would recommend eliminating the City's Human Rights Division located in the Mayor's office. This Division examines issues related to discrimination in the workplace. We believe this Division is a duplication of the Nebraska Equal Opportunity Commission, which investigates these issues for other cities in the state. Eliminating this Division would save \$316,326 annually.
7. LIBA would recommend eliminating the proposed GIS Program Manager position. This position is unnecessary and merely oversees existing GIS activity within the various departments, creating bureaucracy where none is needed. Eliminating this position will save \$77,549.

The budget cuts proposed by LIBA above would save the City nearly \$4.3 million dollars. When combined with the recommended revision in sales tax revenue projections, the potential reduction in revenue needs from property taxes would decrease by approximately \$5.1 million.

As noted above, LIBA believes that a traditional increase in overall City Budget is not warranted due to losses in sales tax revenue currently being experienced by the City. And it is certainly improper to merely shift the entire burden of compensating for these losses onto property taxes.

By lowering the levy, you will be sending an important message to the community and to potential developers that Lincoln government is working hard to act efficiently and effectively with the tax dollars it collects. Further, it seems unlikely that reducing the net income of residents by making full use of the existing levy would increase the ability of those citizens to purchase goods and reverse the trend of decreased sales tax revenue.

Finally, LIBA would recommend that immediately following the adoption of this budget, the Mayor and Council form a blue-ribbon committee composed of community members with the charge of developing a long-term community vision and a proposed budgetary process for assuring that future expenditures closely reflect those priorities. LIBA recommends that this committee report back to you with specific proposals early in 2007 and that you use their budget process recommendations in developing the 2007 budget. **This is a "Must Needed" long term approach to our budget that can be expedited if we fill the City Performance Auditor position.**

LIBA members want to play an active role in developing this community vision. We have over 870 members that have a collective knowledge, pride and commitment in our community that will provide excellent assistance in this process. Financial decisions that focus like a laser on these essential priorities will require clear vision and financial

discipline so that more Lincolniters can keep more of their hard-earned income, creating more opportunity for all.

LIBA reminds you that Nebraskans have the 6th highest local tax burden in the nation. We recommend the budget cuts, revenue assumption, and budget planning proposals so that we can reduce that burden, help entice new business to our community, and help spark the economic development so badly needed in our city.

Again, we thank you for your hard work and for your consideration of the recommendations of LIBA's 870 members. Thank you.



Remalone36@aol.com

07/15/2006 03:35 PM

To council@ci.lincoln.ne.us, plan@ci.lincoln.ne.us

cc

bcc

Subject Proposal of fee increase for downzoning - Vote against this proposal !

I recently attended the Mayor's round table meeting on July 13th. At that time we were informed about the proposal to increase fees for downzoning. It is my opinion as well as others in the Clinton Neighborhood that this fee increase should be rejected. This increase would discriminate against older/ lower income neighborhoods. At this time it can be very difficult for lower income neighborhoods to come up with the current fees to downzone. Individual owners may not have the income and the Neighborhood Association tries to help. Many Associations just don't have the funds so they may have members personally dig into their pockets to help the individuals that would need this downzoning, and sometimes there just isn't the money. If these fees were to increase to the proposal amounts, lower income neighborhoods would not be able to afford zoning issues. Lower income individuals as well as older neighborhoods need to be protected and be able to afford to downzone if needed to protect the quality of life in our neighborhoods. Please vote against this increase.

Thank you

Renee Malone

Past President Clinton Neighborhood Org.



"debbie"
<dschroeder1@neb.rr.com>
07/17/2006 07:02 AM

To <council@lincoln.ne.gov>
cc
bcc
Subject Bike lanes downtown

I wanted to point out a couple things concerning the bike lanes proposed for downtown:

1. Have you noticed that these bike lanes are on the 2 N/S streets that are part of the downtown bus loop. I think that if there are bike lanes, they should be on different streets. If O Street is too busy, so are the 2 streets that carry so much bus traffic every day. I would think that it would be difficult for bus drivers to see the bikers if they need to cross those lanes for stops or turns.
2. If we are making sure bikes have traffic lanes, then we should make sure to ticket them the same as motor traffic. Bikers are constantly going through red lights, and thinking they are immune from traffic laws. I have spoken to a few bikers that don't know that the city ordinance says they are to ride in the far right lane, if possible, and to the far right of that right lane!

Debbie Schroeder
dschroeder1@neb.rr.com